

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

FIFTEENTH DAY'S PROCEEDINGS

**Thirty-fifth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Tuesday, May 19, 2009

The House of Representatives was called to order at 2:10 P.M., by the Honorable Jim Tucker, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Franklin	Mills
Abramson	Gallot	Monica
Anders	Geymann	Montoucet
Armes	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guillory, M.	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Perry
Baldone	Harrison	Peterson
Barras	Hazel	Ponti
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Brossett	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Richmond
Burns, T.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	Landry	Thibaut
Downs	LeBas	Waddell
Edwards	Leger	White

Ellington	Ligi	Williams
Ernst	Little	Willmott
Fannin	Lopinto	Wooton
Foil	McVea	

Total - 104

ABSENT

Total - 0

The Speaker announced that there were 104 members present and a quorum.

Prayer

Prayer was offered by Rep. Pugh.

Pledge of Allegiance

Rep. Katz led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Ms. Jennifer Richardson sang the *National Anthem*.

Reading of the Journal

On motion of Rep. Brossett, the reading of the Journal was dispensed with.

On motion of Rep. Brossett, the Journal of May 18, 2009, was adopted.

**Petitions, Memorials and
Communications**

The following petitions, memorials, and communications were received and read:

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 19, 2009

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 56, 64, 65, 66, 67, 68, 69, 70, and 71

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 19, 2009

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 31, 56, 58, 60, 70, 93, 106, 115, 121, 125, 132, 135, 137, 140, 145, 164, 171, 195, 215, 238, 260, 280, 284, and 317

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

**Senate Bills and Joint Resolutions
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 31—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 14:102.1, relative to offenses affecting public sensibility; to provide for the reclassification of certain acts as aggravated cruelty to an animal; to provide for penalties for unjustified causing of physical pain, suffering or death of an animal; and to provide for related matters.

Read by title.

SENATE BILL NO. 56—
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 15:1094.1(A), relative to the Florida Parishes Juvenile Justice District; to provide for the composition of the board of commissioners of the Florida Parishes Juvenile Justice Commission; to provide for the appointment of one additional commissioner for a four-year term; to provide certain terms, conditions and procedures; and to provide for related matters.

Read by title.

SENATE BILL NO. 58—
BY SENATOR SHAW

AN ACT

To amend and reenact R.S. 15:555(A)(3), relative to sexual assault task force; to provide for membership; and to provide for related matters.

Read by title.

SENATE BILL NO. 60—
BY SENATORS KOSTELKA AND THOMPSON

AN ACT

To amend and reenact Civil Code Article 3497, and to enact R.S. 3:4278.1(G) and 4278.2(G), relative to liberative prescription; to increase the prescriptive period for an action for damages for the harvesting of timber without the consent of the owner; to provide relative to an action for damages caused by the harvesting and sale of timber without the consent of the owner; and to provide for related matters.

Read by title.

SENATE BILL NO. 70—
BY SENATOR MURRAY

AN ACT

To enact R.S. 44:181.7, relative to Orleans Parish; to specify the amount of fees to be collected for notarial archives records by the clerk of court, as ex officio recorder, of the Forty-First Judicial District Court; to provide relative to the uses of such fee amounts; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 93—
BY SENATOR THOMPSON

AN ACT

To enact Part I-A of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:651 through 654, relative to food safety; to provide for definitions; to provide for written plans for food processing and food recalls; to provide for

required reporting and testing of adulterated food by food processing plants; to provide for rules and regulations; and to provide for related matters.

Read by title.

SENATE BILL NO. 106—
BY SENATOR CHEEK

AN ACT

To enact R.S. 29:735.5, relative to civil liability of health care providers and health care personnel; to provide immunity for health care providers and health care personnel during a declared state of emergency who render or fail to render emergency care, health care services, first aid, ambulatory or mobile medical unit assistance, transportation or care delivery during evacuations of health care provider facilities, during repopulations of such facilities and during the sheltering of such facilities; to provide for definitions, terms, and conditions; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 115—
BY SENATORS MARTINY AND BROOME

AN ACT

To enact Section 5 of Subpart A of Part V of Chapter 1 of Title 14 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 14:89.6, relative to human-animal hybrids; to prohibit human-animal hybrids; to provide for criminal elements; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 121—
BY SENATOR LONG

AN ACT

To enact R.S. 11:609, relative to retired peace officers; to allow officers to purchase their firearms upon retirement; to provide for criteria; and to provide for related matters.

Read by title.

SENATE BILL NO. 125—
BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 33:1448(G) and to enact R.S. 33:1448(U), relative to sheriffs; to provide for the premium costs of group hospital, health, and life insurance for retired sheriffs and deputy sheriffs in Madison Parish; to provide for eligibility; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 132—
BY SENATOR DORSEY

AN ACT

To enact R.S. 14:30(A)(10) and Code of Criminal Procedure Art. 905.4(A)(13), relative to the crime of first degree murder and aggravated circumstances; to provide for elements of such crime; and to provide for related matters.

Read by title.

SENATE BILL NO. 135—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 14:112.2(B), relative to offenses affecting law enforcement; to provide relative to fraudulent portrayal of a law enforcement officer or firefighter; to provide for definitions; and to provide for related matters.

Read by title.

SENATE BILL NO. 137—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 36:477(C)(1) and R.S. 46:1404 and to repeal R.S. 36:474(A)(10), relative to child care facilities and child-placing agencies; to provide for the transfer of functions related to the licensure of child care facilities and child-placing agencies from the secretary of the Department of Social Services to the office of community services within the Department of Social Services; to provide for the functions of the office of community services with the Department of Social Services; to provide for the licensure of child care facilities and child-placing agencies; and to provide for related matters.

Read by title.

SENATE BILL NO. 140—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 30:2373(D) and to enact R.S. 30:2373(F), relative to certain hazardous materials; to provide a standard of care with respect to the handling or storing of a hazardous material; to provide for reimbursement of emergency response costs of a release of a hazardous material, waste, or substance; to provide for situations when reimbursement from certain funds are not applicable; to provide for penalties, terms, and conditions; and to provide for related matters.

Read by title.

SENATE BILL NO. 145—

BY SENATORS CROWE, APPEL, DUPLESSIS, MICHOT, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH AND THIBAUT

AN ACT

To enact R.S. 14:73.8, relative to computer related crimes; to create the crime of "unauthorized use of a wireless router system" for the purpose of downloading, up loading, or selling pornography involving juveniles; to provide for definition; to provide for penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 164—

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, HEBERT, HEITMEIER, LAFLEUR, LONG, MICHOT, MORRELL, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 22:1319 and 1332 and to enact R.S. 22:1272, relative to insurance policies having increased deductibles for hurricane, wind, or named storm damage; to provide with respect to only one increased deductible per calendar year; and to provide for related matters.

Read by title.

SENATE BILL NO. 171—

BY SENATORS BROOME, CHEEK, DORSEY, ERDEY, GRAY EVANS, HEITMEIER, MOUNT AND NEVERS

AN ACT

To enact R.S. 46:1414, relative to child care facilities; to provide for the dissemination of information relating to the benefits of immunizing certain children against influenza; to provide for duties of a licensed child care facility; to provide for duties of the Department of Health and Hospitals and the Department of Social Services; and to provide for related matters.

Read by title.

SENATE BILL NO. 195—
BY SENATOR KOSTELKA

AN ACT

To enact R.S. 42:1124.6, relative to financial disclosure; to require disclosure relative to campaign contributions by persons hired by statewide elected officials to serve as agency heads and by persons appointed to certain state boards and commissions; and to provide for related matters.

Read by title.

SENATE BILL NO. 215—
BY SENATOR MORRISH

AN ACT

To enact Part LXVI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.291, relative to hospital prospective payment methodology; to provide for designation as a major teaching hospital; to provide for definitions; to provide for criteria; and to provide for related matters.

Read by title.

SENATE BILL NO. 238—

BY SENATORS MOUNT, CROWE, DUPLESSIS, MICHOT, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, THIBAUT AND WILLMOTT

AN ACT

To amend and reenact the introductory paragraph of Children's Code Article 1173(A) and R.S. 46:1403(A)(4), 1409(A), the introductory paragraph of 1409(B), 1409(C), 1409(D), 1412(A) and (B), the introductory paragraph of 1413(A), 1413(C), (H) and (N), 1419, and 1420, to enact R.S. 46:1414, and to repeal R.S. 36:478(C)(3) and (4) and R.S. 46:1406, 1407, 1410, 1411, and 1427, relative to child care facilities and child-placing agencies; to provide for definitions; to provide for licensure, including application and revocation; to abolish the Louisiana Advisory Committee on Licensing of Child Care Facilities and Child Placing Agencies and the Louisiana Committee on Private Child Care; to provide for appeals; to provide for duties and obligations of the Department of Social Services; to provide for the Louisiana Advisory Council on Child Care and Early Education; to provide for rule making; and to provide for related matters.

Read by title.

SENATE BILL NO. 260—

BY SENATORS CLAITOR AND BROOME AND REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 46:236.2(A)(2), relative to jurisdiction; to provide relative to support orders; to provide procedures; to provide relative to the jurisdiction of the Juvenile Court for East Baton Rouge Parish; and to provide for related matters.

Read by title.

SENATE BILL NO. 280—

BY SENATOR CHAISSON

AN ACT

To enact R.S. 42:1119(G), relative to the employment of certain employees; to permit the employment of certain immediate family members by certain elected officials under certain circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 284—
BY SENATOR HEBERT

AN ACT

To enact R.S. 26:74(E), relative to local license and permit fees; to provide for wholesaler of beverages of high alcoholic content; to provide for restrictions; and to provide for related matters.

Read by title.

SENATE BILL NO. 317—
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 30:2159.1, relative to construction and demolition debris facilities; to provide certain restrictions; to provide certain exceptions; to provide an effective date; and to provide for related matters.

Read by title.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 122—
BY REPRESENTATIVE MICKEY GUILLORY

A CONCURRENT RESOLUTION

To recognize May 20, 2009, as Louisiana Housing Council Day.

Read by title.

On motion of Rep. Mickey Guillory, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 123—

BY REPRESENTATIVES HARDY, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTOUCE, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

A CONCURRENT RESOLUTION

To commend posthumously law enforcement officers from the Acadiana region who died or were slain in the line of duty.

Read by title.

On motion of Rep. Hardy, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 124—
BY REPRESENTATIVE ST. GERMAIN

A CONCURRENT RESOLUTION

To recognize May 20, 2009, as Girl Scouts of the USA Day at the state capitol.

Read by title.

On motion of Rep. St. Germain, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 40—
BY SENATOR SMITH

A CONCURRENT RESOLUTION

To recognize May 10 through 16, 2009, as "Christian Heritage Week in Louisiana."

Read by title.

On motion of Rep. Howard, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 53—

BY SENATORS GRAY EVANS AND NEVERS AND REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION

To commend the Louisiana Foster and Adoptive Parent Association (LFAPA) for its outstanding achievements and to designate Monday, May 18, 2009, as Louisiana Foster and Adoptive Parent Association Day at the Louisiana State Capitol.

Read by title.

On motion of Rep. Barrow, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 57—

BY SENATORS LONG AND ALARIO

A CONCURRENT RESOLUTION

To designate May 18, 2009, as "Pro Life Day in Louisiana."

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

SENATE CONCURRENT RESOLUTION NO. 58—

BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To commend Micaela de Gruy on being selected for the prestigious Truman Scholarship.

Read by title.

On motion of Rep. Pope, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 59—

BY SENATORS DUPRE, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY EVANS, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LONG, MARIONNEAUX, MARTINY, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH AND THOMPSON

A CONCURRENT RESOLUTION

To designate May 18, 2009, as "Coastal Day" in Louisiana.

Read by title.

On motion of Rep. Dove, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 60—

BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority to conduct a science-based study of the adequacy of the current inland boundary of the coastal zone of Louisiana to meet the state's current and future needs to manage, protect and restore its coastal resources.

Read by title.

On motion of Rep. Dove, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 61—

BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To commend the members of the Special Response Team of the Baton Rouge Police Department, also known as the Special Weapons and Tactics team (SWAT), on a first-place finish in the annual state competition held by the Louisiana Tactical Police Officers Association and to congratulate the team on a third consecutive win.

Read by title.

On motion of Rep. Patricia Smith, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 62—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Health and Welfare and the House Committee on Health and Welfare to meet and function as a joint committee to study possible strategies, methods, and policies to prevent physicians and other health care practitioners from prescribing an alternative brand of medication because of financial incentives.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

SENATE CONCURRENT RESOLUTION NO. 63—

BY SENATOR DUPLESSIS

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of requiring local school boards to adopt a teen dating violence policy.

Read by title.

On motion of Rep. Austin Badon, and under a suspension of the rules, the resolution was concurred in.

House and House Concurrent Resolutions Reported by Committee

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 114—

BY REPRESENTATIVE PONTI

A CONCURRENT RESOLUTION

To request the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs to meet and function as a joint committee to study and make recommendations with respect to issues relating to the Louisiana State Plumbing Code and the adoption of the International Plumbing Code.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Concurrent Resolution No. 114 by Representative Ponti

AMENDMENT NO. 1

On page 3, between lines 20 and 21, insert the following:

"(8) The president of the Louisiana Mechanical Contractors Association or his designee.

(9) The president of the Louisiana Association of Plumbing-Heating-Cooling Contractors or his designee.

(10) The president of the Louisiana AFL-CIO or his designee.

(11) The president of the Louisiana Manufactured Housing Association or his designee.

(12) The president of the Louisiana Associated General Contractors or his designee."

On motion of Rep. Arnold, the amendments were adopted.

On motion of Rep. Arnold, the resolution, as amended, was ordered engrossed and passed to its third reading.

House Bills and Joint Resolutions on Second Reading Reported by Committee

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 72—

BY REPRESENTATIVES CROMER AND HOFFMANN

AN ACT

To amend and reenact R.S. 40:1299.41(A)(9) and to enact R.S. 40:1299.41(A)(22), relative to the Medical Malpractice Act; to revise the definition of "health care"; to add the definition of "patient-related service"; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 72 by Representative Cromer

AMENDMENT NO. 1

On page 1, at the end of line 20, after "falling" change the period "." to a comma "," and add the following:

"unless generally available for coverage under commercial general liability insurance policies or available for coverage through the Louisiana Nursing Home Association Malpractice and General Liability Trust or the Louisiana Hospital Association Malpractice and General Liability Trust."

On motion of Rep. Tim Burns, the amendments were adopted.

On motion of Rep. Tim Burns, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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HOUSE BILL NO. 128—

BY REPRESENTATIVES HENRY, ARMES, BOBBY BADON, TIM BURNS, CARMODY, CONNICK, CORTEZ, GEYMAN, GISCLAIR, GREENE, HARRISON, HAZEL, HOFFMANN, JOHNSON, LABRUZZO, LAFONTA, LAMBERT, LEGER, LIGI, LITTLE, LOPINTO, MONICA, MORRIS, PERRY, POPE, PUGH, SIMON, GARY SMITH, TALBOT, TEMPLET, THIBAUT, AND WOOTON AND SENATORS APPEL, CROWE, HEBERT, MARTINY, MICHOT, QUINN, SHAW, AND WALSWORTH

AN ACT

To amend and reenact R.S. 47:305.54(B)(2) and to enact R.S. 47:305.62, relative to state sales and use tax; to authorize a state "sales tax holiday" at certain times for purchases of certain firearms; to provide for definitions; to provide restrictions on the types of purchases eligible for the exemption; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 128 by Representative Henry

AMENDMENT NO. 1

On page 1, at the beginning of line 2, after "To" insert "amend and reenact R.S. 47:305.54(B)(2) and to"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." insert the following:

"R.S. 47:305.54(B)(2) is hereby amended and reenacted and"

AMENDMENT NO. 3

On page 1, between lines 7 and 8, insert the following:

"§305.54. Exemption; Annual Louisiana Sales Tax Holidays Act

B. * * *
* * *

(2) For purposes of this Section, "consumer purchases" shall mean purchases of items of tangible personal property other than vehicles subject to license and title or firearms. Consumer purchases shall not include the purchase of meals furnished for consumption on the premises where purchased, including to-go orders.

* * *

AMENDMENT NO. 4

On page 1, line 13, after "apply to" insert "the first two thousand five hundred dollars of the sales price or cost price of any consumer"

AMENDMENT NO. 5

On page 1, at the end of line 19, change "Sunday" to "Saturday"

On motion of Rep. Greene, the amendments were adopted.

On motion of Rep. Greene, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 146—

BY REPRESENTATIVES AUSTIN BADON AND LEGER
AN ACT

To enact R.S. 32:300.8, relative to the use of telephones and electronic communication devices while driving; to prohibit the use of wireless telephones while driving; to prohibit text messaging and e-mailing while driving; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 146 by Representative Austin Badon

AMENDMENT NO. 1

On page 2, line 7, after "a" and before "device" insert "handheld"

AMENDMENT NO. 2

On page 2, line 22, after "a" and before "device" insert "handheld"

On motion of Rep. Hutter, the amendments were adopted.

On motion of Rep. Hutter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 164—

BY REPRESENTATIVE HENRY
AN ACT

To enact R.S. 47:6035, relative to state income tax; to authorize a credit against state individual and corporate income taxes for expenses related to increases in the cost of health insurance premiums attributable to a state mandate for health insurance coverage of a specific medical condition or service; to require the commissioner of insurance to determine certain standard amounts for purposes of the tax credit; to provide for eligibility, amounts, and taking of the credit; to authorize rulemaking; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 164 by Representative Henry

AMENDMENT NO. 1

On page 1, line 16, after "service" and before the period "." insert a comma "," and insert "which is enacted after July 1, 2009"

AMENDMENT NO. 2

On page 2, line 9, after "developed" and before "and made" insert a comma "," and insert "transmitted to the Louisiana Department of Revenue."

AMENDMENT NO. 3

On page 2, at the end of line 15, after "standard" delete "amount" and insert "increase in the cost of health insurance premiums in Louisiana which is attributable to the new coverage mandated in the act"

AMENDMENT NO. 4

On page 2, line 29, after "after" change "July" to "January"

On motion of Rep. Greene, the amendments were adopted.

On motion of Rep. Greene, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 198—

BY REPRESENTATIVE LABRUZZO

AN ACT

To amend and reenact R.S. 37:2156.1(L) and to enact R.S. 37:2150.1(4)(e) and 2156.1(M), relative to the licensing of swimming pool contractors; to require licensing for all in-ground swimming pool builders and installers; to require a written test to obtain a swimming pool contractor's license; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

On motion of Rep. Arnold, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 220—

BY REPRESENTATIVE TIM BURNS

AN ACT

To enact Code of Civil Procedure Article 891(C) and (D), relative to civil petitions; to provide for claims involving latent diseases; to provide for required allegations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 220 by Representative Tim Burns

AMENDMENT NO. 1

On page 1, line 2, after "(C)" insert "and (D)"

AMENDMENT NO. 2

On page 1, line 6, change "891(C) is" to "891(C) and (D) are"

AMENDMENT NO. 3

On page 1, line 13, change "specific identity" to "types"

AMENDMENT NO. 4

On page 1, after line 13, insert the following:

"D. For the purposes of this Article, a party who has reached the age of seventy years or who presents to the court medical documentation that the party suffers from an illness or condition because of which he is not likely to survive beyond six months shall be considered to have exigent circumstance."

On motion of Rep. Tim Burns, the amendments were adopted.

On motion of Rep. Tim Burns, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 245—

BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact Civil Code Article 45 and to enact Code of Civil Procedure Article 78.1, relative to venue; to provide for exclusive venue; to provide venue for actions involving latent disease; to provide for a contradictory hearing; to provide for the transfer of certain actions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 245 by Representative Talbot

AMENDMENT NO. 1

On page 2, at the end of line 3, delete "has" and delete line 4 in its entirety

AMENDMENT NO. 2

On page 2, at the beginning of line 5, delete "which the plaintiff"

AMENDMENT NO. 3

On page 2, at the end of line 6, change the period "." to a comma "," and insert "except a direct action against a foreign or alien insurer may also be brought in accordance with Article 42(7)."

AMENDMENT NO. 4

On page 2, line 9, change "shall" to "may"

AMENDMENT NO. 5

On page 2, at the end of line 11, change the period "." to a semicolon ";" and insert the following:

"however, no suit brought in the parish in which the plaintiff is domiciled, and in a court which is otherwise a court of competent jurisdiction and proper venue, shall be transferred to any other court pursuant to this Article.

C. Allegations, presentation of evidence, and findings in accordance with this Article shall not:

(1) Result in any presumption at trial that a party was exposed as alleged nor that he is impaired by an asbestos-related, silica-related, or other alleged latent disease.

(2) Be conclusive as to the liability of any defendant.

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(3) Be admissible at trial, unless otherwise admissible in accordance with the Code of Evidence.

(4) Result in any instruction by the court to the jury with respect to the allegations, presentation of evidence, and findings in accordance with this Article and no counsel for any party, nor any witness, shall inform the jury or potential jurors of any showing or finding subject to appropriate sanctions."

On motion of Rep. Tim Burns, the amendments were adopted.

On motion of Rep. Tim Burns, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 278—

BY REPRESENTATIVES LIGI, GISCLAIR, LABRUZZO, AND TALBOT
AN ACT

To enact R.S. 30:2195.12, relative to motor fuel dispensing facilities; to require generators at motor fuel dispensing facilities capable of operation during declared emergencies and disasters; to provide for guidelines on the installation and maintenance of the generators; to provide for definitions; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Commerce.

The substitute was read by title as follows:

HOUSE BILL NO. 893 (Substitute for House Bill No. 278 by Representative Ligi)—

BY REPRESENTATIVES LIGI, TIM BURNS, GISCLAIR, LABRUZZO, TALBOT, AND TUCKER AND SENATOR MORRELL
AN ACT

To enact R.S. 30:2195.12, relative to motor fuel dispensing facilities; to provide for definitions; to require alternate generated power capacity at newly constructed or completely rebuilt motor fuel dispensing facilities capable of operation during declared emergencies and disasters; to provide for guidelines on the installation and maintenance of the alternate generated power source; and to provide for related matters.

Read by title.

On motion of Rep. Armes, the substitute was adopted and became House Bill No. 893 by Rep. Ligi, on behalf of the Committee on Commerce, as a substitute for House Bill No. 278 by Rep. Ligi.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 341—

BY REPRESENTATIVES CONNICK AND TUCKER AND SENATOR CHAISSON
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2009-2010 to be used to pay the legal fees and expenses incurred by Dr. Anna Pou; to provide for payment to the Dr. Anna Pou Defense Fund; to provide for payment to the LSU Healthcare Network; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Fannin, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 345—

BY REPRESENTATIVES ABRAMSON AND TIM BURNS
AN ACT

To enact Code of Civil Procedure Article 1476, relative to civil procedures; to provide for claims involving asbestos or silica; to provide for required disclosures; to require certification; to provide for supplemental information; to provide for sanctions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 345 by Representative Abramson

AMENDMENT NO. 1

On page 1, line 13, after "claims" and before "against" insert "by that plaintiff"

AMENDMENT NO. 2

On page 2, at the end of line 9, change "shall" to "may"

AMENDMENT NO. 3

On page 2, at the beginning of line 12, change "The" to "Except as provided in Code of Evidence Articles 408 and 413, the"

On motion of Rep. Tim Burns, the amendments were adopted.

On motion of Rep. Tim Burns, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 350—

BY REPRESENTATIVE TEMPLET
AN ACT

To amend and reenact R.S. 33:1975(C)(2) and R.S. 40:1392(C)(2), relative to toll tags; to provide for the cost and purchase of toll tags for free passage on the Crescent City Connection Bridge; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. Hutter, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 351—

BY REPRESENTATIVE RICHARDSON
AN ACT

To amend and reenact R.S. 40:1730.35(C), relative to building code enforcement officers; to establish a period of validity for provisional certificates of registration; to provide for certificates of registration for building code officers with ten years of experience; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 351 by Representative Richardson

AMENDMENT NO. 1

On page 1, line 3, after "registration;" and before "and to" insert "to provide for certificates of registration for building code officers with ten years of experience;"

AMENDMENT NO. 2

On page 1, at the beginning of line 10, change "C." to "C.(1)"

AMENDMENT NO. 3

On page 1, line 17, after "provided for in this" and before "may" delete "Subsection" and insert "Paragraph"

AMENDMENT NO. 4

On page 1, between lines 18 and 19, insert the following:

"(2) Certificates of registration may be issued without certification by a recognized code organization or testing agency to building code enforcement officers who have been employed in code enforcement for at least ten years on January 1, 2007, only for the position and locality held at the time of registration pursuant to this Section. Building code enforcement officers who are licensed pursuant to this Paragraph shall comply with all continuing education requirements established by the council."

On motion of Rep. Arnold, the amendments were adopted.

On motion of Rep. Arnold, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 365—

BY REPRESENTATIVE SIMON

AN ACT

To enact Part VII-B of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2318.2, to establish and provide for the Percent for Universal Design Program; to require that a certain percent of the expenditure for construction or renovation of a state building shall be used to implement principles of universal design; to provide exceptions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 365 by Representative Simon

AMENDMENT NO. 1

On page 4, delete lines 24 through 28 in their entirety and insert in lieu thereof:

"Section 2. Projects for the construction or renovations of state buildings that have been let prior to the effective date of this Act shall not be required to incorporate the principals of universal design.

Section 3. This Act shall become effective on January 1, 2010."

On motion of Rep. Hutter, the amendments were adopted.

On motion of Rep. Hutter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 381—

BY REPRESENTATIVE HOFFMANN

AN ACT

To amend and reenact R.S. 37:3393(H)(5), (6), and (7) and to enact R.S. 37:3393(H)(8), relative to real estate appraisers; to provide for exemptions to the licensing requirement; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 381 by Representative Hoffmann

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 37:3393(H)," and insert "R.S. 37:3393(H)(5), (6), and (7) and to enact R.S. 37:3393(H)(8),"

AMENDMENT NO. 2

On page 1, delete line 5 in its entirety and insert in lieu thereof the following:

"Section 1. R.S. 37:3393(H)(5), (6), and (7) are hereby amended and reenacted and R.S. 37:3393(H)(8) is enacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 9 through 18 in their entirety and insert a set of asterisks "* * *"

AMENDMENT NO. 4

On page 2, delete lines 1 through 3 in their entirety

AMENDMENT NO. 5

On page 2, delete lines 6 and 7 in their entirety and insert in lieu thereof the following:

"(6) A person or firm contracted by a state, parish, or municipal tax authority to perform mass appraisal assignments."

On motion of Rep. Arnold, the amendments were adopted.

On motion of Rep. Arnold, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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HOUSE BILL NO. 441—

BY REPRESENTATIVE PONTI

AN ACT

To enact Part IV-E of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.71, relative to modular housing; to provide for definitions; to provide for installation standards; to provide for licensing requirements; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

On motion of Rep. Arnold, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 452—

BY REPRESENTATIVES GEYMANN, FANNIN, MORRIS, AND ROY

AN ACT

To amend and reenact R.S. 40:1730.26(2), relative to the state uniform construction code; to require a study to be conducted by the Department of Insurance in certain situations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

On motion of Rep. Arnold, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 500—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R. S. 38:291(U)(1) and 329(J)(introductory paragraph) and to repeal R.S. 38:329(H), relative to the Terrebonne Levee and Conservation District, to provide for millages collected in Terrebonne Parish; to revert certain land in the possession of the Atchafalaya Basin Levee District for certain purposes to the Terrebonne Levee and Conservation District; to repeal certain required distribution amounts; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 500 by Representative Baldone

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert the following:

"To amend and reenact R. S. 38:291(U)(1) and 329(J)(introductory paragraph) and to repeal R.S. 38:329(H),"

AMENDMENT NO. 2

On page 1, line 4, after "Parish;" delete the remainder of the line and insert the following:

"to revert certain land in the possession of the Atchafalaya Basin Levee District for certain purposes to the Terrebonne Levee and Conservation District; to repeal certain required distribution amounts; and"

AMENDMENT NO. 3

On page 1, delete line 10 in its entirety and insert the following:

"Section 1. R.S. 38:291(U)(1) and 329(J)(introductory paragraph) are hereby amended and reenacted"

AMENDMENT NO. 4

On page 1, between lines 11 and 12 add the following:

"§291. Naming; limits of districts; composition of boards

* * *

U. Terrebonne Levee and Conservation District. (1) On July 1, 1997, and continuing thereafter, all lands in the parish of Terrebonne shall constitute a levee district to be known as the Terrebonne Levee and Conservation District. These lands and all property thereon situated, not exempt from taxation, shall be subject to the provisions of this Chapter. That these lands in the possession of the Atchafalaya Basin Levee District in Terrebonne Parish for the purposes of ownership and maintenance and operation of the Atchafalaya Basin Levee District shall revert back to the Terrebonne Levee and Conservation District.

* * *"

On motion of Rep. Hutter, the amendments were adopted.

On motion of Rep. Hutter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 511—

BY REPRESENTATIVE HARRISON

A JOINT RESOLUTION

Proposing to add Article VII, Section 2.1(C) of the Constitution of Louisiana, relative to requirements and procedures for the imposition of or increase in a new state tax or fee; to provide exceptions relative to public postsecondary education tuition amounts and mandatory fees; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed House Bill No. 511 by Representative Harrison

AMENDMENT NO. 1

On page 1, line 11, change "Limitation" to "Limitation"

On motion of Rep. Tim Burns, the amendments were adopted.

On motion of Rep. Tim Burns, the bill, as amended, was ordered reengrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 538—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 3:263, 265(B), and 266(13) and (19) and to enact R.S. 3:262(D), 266(22), and 283.1 and R.S. 35:410, relative to the Louisiana Agricultural Finance Authority; to revise legislative findings; to expand definitions; to revise the powers of authority; to provide for certain loans and guarantees for agricultural plants; to provide for restrictions; to provide for reports; to provide for a special fund; to provide for positions; to provide for administration and implementation; to provide for ex officio notaries public; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed House Bill No. 538 by Representative Anders

AMENDMENT NO. 1

On page 9, delete lines 3 and 4 in their entirety

AMENDMENT NO. 2

On page 9, at the beginning of line 5, change "I." to "H."

On motion of Rep. Fannin, the amendments were adopted.

On motion of Rep. Fannin, the bill, as amended, was ordered reengrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 569—

BY REPRESENTATIVE WHITE

AN ACT

To enact R.S. 45:860, relative to the Internet Crimes Investigation Fund; to create the Internet Crimes Investigation Fund; to impose a fee on Internet providers; to provide for use of the monies in the Internet Crimes Investigation Fund; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 569 by Representative White

AMENDMENT NO. 1

On page 1, line 11, change "fifty" to "fifteen"

AMENDMENT NO. 2

On page 1, line 12, after "Louisiana" delete the remainder of the line

AMENDMENT NO. 3

On page 1, at the beginning of line 13, delete "the Public Service Commission"

AMENDMENT NO. 4

On page 2, at the end of line 6, delete "crimes" and insert "sex offenses as defined in R.S. 15:541, identity theft pursuant to R.S. 14:67.16, and bank fraud pursuant to R.S. 14:71.1"

On motion of Rep. Arnold, the amendments were adopted.

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 637—

BY REPRESENTATIVES PONTI AND ARNOLD

AN ACT

To amend and reenact R.S. 40:1730.53(2), (5)(a) and (d), and (6), 1730.60, 1730.62(B) and (C)(introductory paragraph), and 1730.65(C)(1) and to enact R.S. 40:1730.53(5)(e), (7), (8), and (9), 1730.63(C), 1730.67, and 1730.68, relative to the Industrialized Building Act; to provide for changes to definitions; to provide for new definitions; to provide for inspections by the fire marshal; to provide for exemptions for decals or insignia; to provide for fees; to provide for the Industrialized Building Program Fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Fannin, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 649—

BY REPRESENTATIVES MONTOUCET, BOBBY BADON, BARRAS, DOERGE, GALLOT, GISCLAIR, LAFONTA, MILLS, AND RICHARD AND SENATORS B. GAUTREAU, DUPRE, HEBERT, AND MURRAY

AN ACT

To enact R.S. 11:546 and R.S. 15:574.4.2, relative to the Louisiana State Employees' Retirement System; to provide for a probation and parole processing fee; to create a fund for the deposit of funds generated by such fees; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed House Bill No. 649 by Representative Montoucet

AMENDMENT NO. 1

On page 2, at the end of line 2, delete the period "." and insert "less any decrease from other parole and probation fees collected in Fiscal Year 2008-2009 and the amount of such fees collected in the current fiscal year, if there is any decrease in the collection of such fees."

On motion of Rep. Fannin, the amendments were adopted.

On motion of Rep. Fannin, the bill, as amended, was ordered reengrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 668—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 51:3085(B)(2) and 3094, relative to tax credits; to provide relative to the Louisiana Community Development Financial Institution Act; to provide for additional tax credits; to provide for an extension of the Louisiana Community Development Financial Institution program; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 668 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 18, after "through" delete the remainder of the line and delete lines 19 and 20 in their entirety and insert "2010-2011."

On motion of Rep. Greene, the amendments were adopted.

On motion of Rep. Greene, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 689—
BY REPRESENTATIVES PETERSON, HARRISON, LEGER, AND WILLIAMS AND SENATOR LAFLEUR
AN ACT

To enact Subpart Q of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.121, relative to state funds; to create the Louisiana Statewide Educational Facilities Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Fannin, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 719—
BY REPRESENTATIVE CHANEY
AN ACT

To amend and reenact R.S. 39:1514(A)(1)(introductory paragraph) and 1798.6(A)(2), to enact R.S. 39:1514(D), and to repeal R.S. 39:1514(A)(1)(a) and (e), relative to multiyear contracts; to extend the allowable period for multiyear contracts; to repeal certain exceptions; to provide for certain contracts between the Office Facilities Corporation and various state agencies to effectuate leases or subleases of certain properties; to require certain prior approvals; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 719 by Representative Chaney

AMENDMENT NO. 1

On page 1, line 2, after "paragraph)" and before "and to" insert "and 1798.6(A)(2), to enact R.S. 39:1514(D),"

AMENDMENT NO. 2

On page 1, line 4, after "exceptions;" and before "and to" insert the following:

"to provide for certain contracts between the Office Facilities Corporation and various state agencies to effectuate leases or subleases of certain properties; to require certain prior approvals; to provide for an effective date;"

AMENDMENT NO. 3

On page 1, line 7, after "paragraph)" and before "hereby" delete "is" and insert "and 1798.6(A)(2) are"

AMENDMENT NO. 4

On page 1, line 8, after "reenacted" and before "to read" insert "and R.S. 39:1514(D) is hereby enacted"

AMENDMENT NO. 5

On page 1, between lines 13 and 14, insert the following:

"D. Any contract entered into for a period of not more than five years but for a period of three years or more as authorized by this Section shall be subject to prior approval of the Joint Legislative Committee on the Budget.

§1798.6. Powers

A. In addition to the powers granted it by the General Nonprofit Corporation Law, Title 12 of the Louisiana Revised Statutes of 1950, the corporation shall have power to undertake any project, to provide for the financing thereof, and in connection therewith:

* * *

(2)(a) To finance, own, lease as lessee or lessor a public facility or facilities owned or leased by the corporation and to enter into contracts for any or all such purposes, including contracts for the acquisition, purchase, construction, renovation, improvement, or expansion of such public facility or facilities owned or leased by the corporation.

(b) To enter into, and to execute such agreements, covenants, conditions, and contracts as are necessary to properly effectuate leases or subleases by the Office Facilities Corporation, for a period not to exceed twenty (20) years, of portions of the property known as the New Orleans Centre Property, inclusive of the office tower formerly known as the Dominion Tower, the mall property formerly known as the New Orleans Centre, and the parking garage facility formerly known as the Macy's Garage for the purpose of accommodating various agencies of the state government, and provided that the master lease or leases between the Corporation and the owner of the New Orleans Centre property are perfected and entered into before July 1, 2010. Any such master lease or leases between the corporation and the owner of the New Orleans Centre Property shall be subject to prior approval of the Joint Legislative Committee on the Budget.

* * *

AMENDMENT NO. 6

On page 1, after line 14, add the following:

"Section 3. This Act shall become effective on July 1, 2009; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2009, or on the day following such approval by the legislature, whichever is later."

On motion of Rep. Fannin, the amendments were adopted.

On motion of Rep. Fannin, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 755—

BY REPRESENTATIVES EDWARDS, BURFORD, TIM BURNS, CHANDLER, HINES, JOHNSON, RICHARDSON, AND WILLMOTT
AN ACT

To amend and reenact R.S. 14:81.1(F) and to enact Civil Code Article 2315.3, relative to victims of child pornography; to provide for exemplary damages for children who are victims of child pornography; to provide for the sharing of information between law enforcement, the attorney general, and the National Center for Missing and Exploited Children; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 755 by Representative Edwards

AMENDMENT NO. 1

On page 2, line 11, after "the" and before "law" insert "Child Victim Identification Program provide the"

AMENDMENT NO. 2

On page 2, line 11, delete "to provide" and at the end of the line, delete "from"

AMENDMENT NO. 3

On page 2, line 12, delete "the Child Victim Identification Program"

AMENDMENT NO. 4

On page 2, at the beginning of line 16, change "required" to "requested"

AMENDMENT NO. 5

On page 3, between lines 5 and 6, insert the following:

"(d) The contact information for the law enforcement agency which identified a victim of pornography involving juveniles, including contact information maintained by the Child Victim Identification Program and provided to the Internet crimes against children division in accordance with this Section."

On motion of Rep. Tim Burns, the amendments were adopted.

On motion of Rep. Tim Burns, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 765—

BY REPRESENTATIVE GALLOT

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(D)(3) of the Constitution of Louisiana, to decrease the amount of severance tax on certain natural resources which is retained by the state; to provide for the use of excess severance taxes; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed House Bill No. 765 by Representative Gallot

AMENDMENT NO. 1

On page 2, line 25, delete "which is"

AMENDMENT NO. 2

On page 3, line 3, change "because of this constitutional amendment" to "to"

AMENDMENT NO. 3

On page 3, line 4, delete "only"

AMENDMENT NO. 4

On page 3, line 5, delete "by the parish"

On motion of Rep. Tim Burns, the amendments were adopted.

On motion of Rep. Tim Burns, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 787—

BY REPRESENTATIVES BALDONE, AUBERT, BILLIOT, HENRY BURNS, DIXON, DOVE, GUINN, HOWARD, AND WOOTON AND SENATORS DUPRE AND MORRISH
AN ACT

To amend and reenact R.S. 38:301.1, relative to coastal area levee districts and parish governing authorities; to provide for certain levee districts and local parish governments to submit elevation reports; to provide for the name change of the office of public works, hurricane flood protection, and intermodal transportation; to provide for the authority to establish adequate drainage, flood control, and water resource development; to provide authority to enter into contracts or other agreements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 787 by Representative Baldone

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AMENDMENT NO. 1

On page 1, line 12, after "area" insert ", as defined in R.S. 49:213.2(3)"

AMENDMENT NO. 2

On page 1, line 18, after "~~Development~~" delete the remainder of the line and insert in lieu thereof "office of coastal protection and restoration."

AMENDMENT NO. 3

On page 1, at the beginning of line 19, delete "coastal restoration."

AMENDMENT NO. 4

On page 2, line 16, after "~~Development~~" delete the remainder of the line and insert in lieu thereof "office of coastal protection and restoration"

AMENDMENT NO. 5

On page 2, at the beginning of line 17, delete "hurricane protection, flood control, and coastal restoration"

AMENDMENT NO. 6

On page 2, line 19, after "area" and before "may" insert ", as defined in R.S. 49:213.2(3)"

AMENDMENT NO. 7

On page 3, line 3, after "Authority," delete the remainder of the line and insert in lieu thereof "office of coastal protection and restoration"

AMENDMENT NO. 8

On page 3, at the beginning of line 4, delete "and coastal restoration"

On motion of Rep. Hutter, the amendments were adopted.

On motion of Rep. Hutter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 796—

BY REPRESENTATIVE PETERSON

AN ACT

To amend and reenact R.S. 38:330.1(B)(1)(a), (C)(1)(a)(introductory paragraph), (i), (ii), and (iii), (2)(a), (G), and (K)(3), relative to the Southeast Flood Protection Authority East and West; to remove territorial jurisdiction under the Authority Board East; to reduce the number of members of the Authority Board East; to provide for members' qualifications; to provide relative to the membership of the nominating committee; to provide relative to the duties of the nominating committee; to provide relative to a board member's fiduciary duty to the board; to provide an exception for certain public employees to serve as members on either board; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. Hutter, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 801—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 38:2212.7 and R.S. 39:1496.2 and 1594.3, relative to procurement; to provide exceptions in the prohibition of bids or proposals for public contracts by certain contract consultants; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 801 by Representative Simon

AMENDMENT NO. 1

On page 1, at the end of line 17, delete "or"

AMENDMENT NO. 2

On page 1, between lines 17 and 18, insert the following:

"(3) budgeting;

(4) feasibility analysis;

(5) constructability review;

(6) furnishing specification data or other product information;
or"

AMENDMENT NO. 3

On page 1, at the beginning of line 18, delete "(3)" and insert "(7)"

AMENDMENT NO. 4

On page 2, at the end of line 13, delete "or"

AMENDMENT NO. 5

On page 2, between lines 13 and 14, insert the following:

"(3) budgeting;

(4) feasibility analysis;

(5) constructability review;

(6) furnishing specification data or other product information;
or"

AMENDMENT NO. 6

On page 2, at the beginning of line 14, delete "(3)" and insert "(7)"

AMENDMENT NO. 7

On page 2, at the end of line 27, delete "or"

AMENDMENT NO. 8

On page 2, between lines 27 and 28, insert the following:

"(3) budgeting;

(4) feasibility analysis;

(5) constructability review;

or" (6) furnishing specification data or other product information;

AMENDMENT NO. 9

On page 2, at the beginning of line 28, delete "(3)" and insert "(7)"

On motion of Rep. Fannin, the amendments were adopted.

On motion of Rep. Fannin, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 810—

BY REPRESENTATIVE ARNOLD AND SENATORS BROOME AND DUPLESSIS

AN ACT

To amend and reenact R.S. 6:1081, 1082, 1083(3.1)(introductory paragraph), (3.2), (4)(introductory paragraph), (5), (6), (9), (11), and (12), 1084, 1086, 1087(E) and (F), 1088, 1088.1(A)(4) and (C), 1089, 1090(A), (C), (D), (E), (F), and (H), 1091, 1092(A)(introductory paragraph), (i), (5), (6), (17)(a)(introductory paragraph), (i), and (iii), (b), (C), (E), (G), (I), and (K), 1092.2, 1094, 1096(I)(1), 1098(C), and 1099, and R.S. 9:3511(F), to enact R.S. 6:1083(13), (14), (15), (16), (17), (18), (19), and (20), 1087(D) and (G), 1088.1(A)(9) and (E), 1088.2, 1088.3, 1088.4, 1092(A)(17)(a)(iv) and (v), 1094.1, and 1097(C) and R.S. 9:3557(C), and to repeal R.S. 6:1083(1), 1092(A)(3), (4), (7), (8), (9), (10), (11), (12), (13), and (15), and (B), 1093, and R.S. 9:3560(A)(10), relative to mortgages; to provide for a change in definitions; to provide for new definitions; to provide for prohibitions for certain mortgage lenders; to provide for licensure requirements; to provide for exemptions to licensure; to provide for application for licensure for persons in the mortgage industry; to provide for surety bonds for persons in the mortgage industry; to provide for a licensing system for persons in the mortgage industry; to provide for fees; to provide for information reporting for persons in the mortgage industry; to provide for notification of name or location changes and closures for persons in the mortgage industry; to provide for restrictions for persons in the mortgage industry; to provide for recordkeeping and retention of records for persons in the mortgage industry; to provide for the investigation of persons in the mortgage industry by the commissioner; to provide for the suspension and revocation of licensure for persons in the mortgage industry; to provide for educational requirements for licensure for persons in the mortgage industry; to provide for testing of loan originators; to provide for residential mortgage loan brokerage contracts; to provide for criminal penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 810 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 8, after "1088.1(A)(9) and" change "(10)" to "(E)"

AMENDMENT NO. 2

On page 1, line 9, change "and 1094.1" to "1094.1, and 1097(C)"

AMENDMENT NO. 3

On page 2, line 14, after "1088.1(A)(9) and" change "(10)" to "(E)"

AMENDMENT NO. 4

On page 2, line 15, change "and 1094.1" to "1094.1, and 1097(C)"

AMENDMENT NO. 5

On page 2, line 20, after "S.A.F.E." insert "Residential Mortgage Lending"

AMENDMENT NO. 6

On page 2, at the end of line 27, after "originators" insert a period "." and delete the remainder of the line in its entirety

AMENDMENT NO. 7

On page 2, delete lines 28 and 29 in their entirety and insert "The purpose of"

AMENDMENT NO. 8

On page 3, delete lines 4 through 7 in their entirety and insert "public."

AMENDMENT NO. 9

On page 5, line 1, change "obtain" to "fund"

AMENDMENT NO. 10

On page 5, line 14, after "constructed" delete "as"

AMENDMENT NO. 11

On page 5, line 24, after "P.L. 110-289," and before "as" insert "Title V,"

AMENDMENT NO. 12

On page 6, at the beginning of line 16, after "institution" change "and" to "or"

AMENDMENT NO. 13

On page 6, at the end of line 19, after "Registry." insert the following:

"For the purposes of this Paragraph, "employee" shall include a natural person who is an agent of a depository institution or its controlled and regulated subsidiary acting under the management and supervision of the institution and subject to the oversight of a banking agency, but only if:

(a) The natural person enters into a written agreement prohibiting the individual from soliciting, processing, negotiating, or placing a mortgage loan with a person other than the institution.

(b) The natural person would not be barred from licensure pursuant to R.S. 6:1088(E)(2), (3), or (4), as determined by the commissioner.

(c) The natural person acknowledges that he is subject to the authority of the commissioner under R.S. 6:1091 and 1092, as applicable.

(d) A financial institution acceptable to the commissioner shall have:

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(i) Provided an undertaking of accountability supported by a surety bond equal to one million dollars, to meet the requirement of R.S. 6:1088(G)(1) and to cover all of the agents who are considered to be employees under this Section, which undertaking includes full and direct financial responsibility for the loan origination activities of each such natural person.

(ii) Paid an annual fee of one half the license fee for a mortgage loan originator under R.S. 6:1088.2(A)(4) times the number of agents who are considered agents under this Section as of December thirty-first of the preceding year, as determined by the commissioner.

(iii) Provided a business plan acceptable to the commissioner that sets forth the education program for the natural persons, the handling of consumer complaints related to the natural persons, and the supervision of the loan origination activities of the natural persons. The provisions of the business plan shall be the following:

(aa) The commissioner shall have forty-five days in which to accept or deny the business plan from its receipt. If the commissioner does not accept or reject the plan within forty-five days, the plan will be deemed accepted. If the plan is rejected within forty-five days, the commissioner shall make recommendations in writing to the financial institution as to changes in the plan that would render it acceptable.

(bb) If the plan is rejected, the financial institution shall have forty-five days to make recommended changes to the plan and resubmit it to the commissioner for reconsideration.

(cc) The commissioner shall then have fifteen days from the receipt of the resubmitted plan to accept or deny the resubmitted plan. If the resubmitted plan is not accepted or rejected within fifteen days, the plan shall be deemed accepted.

(dd) The denial of the plan or dissatisfaction with the substance of the plan shall entitle the applicant to a hearing before the Division of Administrative Law, provided the applicant has filed notice requesting the hearing with the commissioner and with the Division of Administrative Law within fifteen days of the receipt of the commissioner's decision. Such hearing shall take place within sixty days from the date a request is received by the Division of Administrative Law and a decision shall be rendered as expeditiously as possible.

(ee) Any applicant aggrieved by the Division of Administrative Law's decision shall be entitled to judicial review pursuant to R.S. 49:950 et seq. in the Nineteenth Judicial District Court, which shall conduct a de novo review. Such action is entitled to priority and preference over all other pending civil matters such that a decision should be rendered as expeditiously as possible."

AMENDMENT NO. 14

On page 6, at the end of line 21, after "to be constructed" delete "as"

AMENDMENT NO. 15

On page 7, delete lines 20 and 21 in their entirety and insert in lieu thereof the following:

"(7) As determined by the commissioner, structure a residential loan transaction in such a manner as to circumvent the provisions of this Chapter."

AMENDMENT NO. 16

On page 7, delete lines 24 and 25 in their entirety and insert "the rules and regulations issued thereunder, applicable to any residential mortgage lending activity."

AMENDMENT NO. 17

On page 8, delete lines 13 through 15 in their entirety and insert in lieu thereof the following:

"(13) Engage in loan processing or underwriting activities as an independent contractor without obtaining a license to act as a residential mortgage loan originator."

AMENDMENT NO. 18

On page 9, delete lines 20 through 29 in their entirety

AMENDMENT NO. 19

On page 10, at the beginning of line 1, change "(27)" to "(24)"

AMENDMENT NO. 20

On page 11, line 1, after "mortgage" and before "activities" insert "lending"

AMENDMENT NO. 21

On page 11, at the end of line 8, after "all" change "individuals" to "persons"

AMENDMENT NO. 22

On page 11, delete lines 12 through 15 in their entirety

AMENDMENT NO. 23

On page 12, line 13, change "served" to "is owned by and serves"

AMENDMENT NO. 24

On page 12, line 19, change "that" to "who"

AMENDMENT NO. 25

On page 13, between lines 17 and 18, insert the following:

"(8) Individuals who are employees of a retailer of manufactured or modular homes as defined in R.S. 51:911.21 et. seq., if the employees are performing only administrative or clerical tasks in connection with the sale or lease of a manufactured or modular home and provided such individuals receive no compensation or other gain from a residential mortgage lender or a residential mortgage broker for the performance of the administrative or clerical tasks."

AMENDMENT NO. 26

On page 13, line 21, after "following" delete the remainder of the line in its entirety and delete lines 22 and 23 in their entirety and insert "employers and their employees shall be exempt from the residential mortgage lender and mortgage broker licensing provisions of this Part:"

AMENDMENT NO. 27

On page 14, line 13, change "agent" to "producer"

AMENDMENT NO. 28

On page 14, line 14, change "agent" to "producer"

AMENDMENT NO. 29

On page 14, delete line 19 in its entirety and insert "is the owner of the dwelling or residential immovable property."

AMENDMENT NO. 30

On page 14, line 20, change "under Subsections E and" to "pursuant to Subsection"

AMENDMENT NO. 31

On page 14, line 22, after "licensed" and before "as a" insert "or registered"

AMENDMENT NO. 32

On page 15, line 9, after "by rule" delete "or order"

AMENDMENT NO. 33

On page 16, at the end of line 27, after "purposes of" delete the remainder of the line and insert "this Paragraph and Paragraph"

AMENDMENT NO. 34

On page 18, line 28, after "Chapter," delete the remainder of the line in its entirety and delete line 29 in its entirety

AMENDMENT NO. 35

On page 19, delete lines 1 through 8 in their entirety

AMENDMENT NO. 36

On page 23, delete lines 10 through 18 in their entirety and insert in lieu thereof the following:

"Lenders, Brokers, and Originators

\$0 - \$99,999,999 \$25,000

\$100,000,000 or greater \$50,000"

AMENDMENT NO. 37

On page 23, line 20, change "time" to "times"

AMENDMENT NO. 38

On page 23, line 23, after "contrary," delete the remainder of the line in its entirety and delete lines 24 through 27 in their entirety and insert "in lieu of obtaining a surety bond, all applicants may meet the requirements of this Section by depositing in"

AMENDMENT NO. 39

On page 25, line 2, after "NMLS&R" delete "by the commissioner"

AMENDMENT NO. 40

On page 25, delete lines 4 through 7 in their entirety

AMENDMENT NO. 41

On page 25, line 14, delete "this Chapter" and insert "the commissioner"

AMENDMENT NO. 42

On page 25, between lines 16 and 17, insert the following:

"E. Before the end of each fiscal year, the commissioner shall submit the most recent annual report of the NMLS&R's proprietor, the State Regulatory Registry LLC or its successors, to the House Committee on Commerce, the Senate Committee on Commerce, Consumer Protections, and International Affairs, and the division of administration."

AMENDMENT NO. 43

On page 26, delete lines 1 through 7 in their entirety and insert in lieu thereof the following:

"B. If the applicant has multiple office locations, all such locations may be covered by a single license by including in the license application the address of each office operated by the applicant and the name and license number of the individual licensees engaging in residential mortgage lending activities at that location."

AMENDMENT NO. 44

On page 26, at the beginning of line 10, change "file" to "submit"

AMENDMENT NO. 45

On page 30, at the end of line 2, after "lender," and before "by a" insert "or"

AMENDMENT NO. 46

On page 30, line 6, after "Chapter," and before "to a" insert "or"

AMENDMENT NO. 47

On page 30, at the end of line 26, after "complaints" insert a semi-colon ";" and "reports of conditions"

AMENDMENT NO. 48

On page 34, delete lines 3 through 8 in their entirety and insert "purposes of this Section, including but not limited to information lists and data concerning loan transactions in a format prescribed by the commissioner."

AMENDMENT NO. 49

On page 35, delete lines 6 and 7 in their entirety

AMENDMENT NO. 50

On page 36, line 6, before "in any" insert "and has been adjudicated guilty"

AMENDMENT NO. 51

On page 39, at the beginning of line 22, after "required" delete the comma ","

AMENDMENT NO. 52

On page 39, line 23, change "prior to" to "on, or prior to,"

AMENDMENT NO. 53

On page 43, at the end of line 19, change "prior to" to "on, or prior to,"

AMENDMENT NO. 54

On page 45, at the beginning of line 15, change "NML&R" to "NMLS&R"

AMENDMENT NO. 55

On page 46, line 4, after "original" and before "application" insert "mortgage loan"

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AMENDMENT NO. 56

On page 46, between lines 6 and 7, insert the following:

"§1097. Residential mortgage loan fees and charges; applicability of the Louisiana Consumer Credit Law

* * *

C. Consumer loans otherwise subject to the provisions of this Chapter may be made contractually subject to the Louisiana Consumer Credit Law, R.S. 9:3510 et. seq., by specifically stating that the loan is subject to the Louisiana Consumer Credit Law, R.S. 9:3510 et. seq.

* * *

AMENDMENT NO. 57

On page 47, delete lines 25 through 29 in their entirety and insert in lieu thereof the following:

"F. ~~The Residential Mortgage Lending Act Louisiana S.A.F.E. Residential Mortgage Lending Act, R.S. 6:1081, et seq., is the primary law governing residential mortgage loans as defined in the Residential Mortgage Lending Act Louisiana S.A.F.E. Residential Mortgage Lending Act.~~ A residential mortgage lender, broker, and a natural person who is a"

AMENDMENT NO. 58

On page 48, delete line 2 and insert "Louisiana S.A.F.E. Residential Mortgage Lending Act, R.S."

AMENDMENT NO. 59

On page 48, line 12, change "Secure and Fair Enforcement of Mortgage Licensing Act of 2009" to "S.A.F.E. Residential Mortgage Lending Act"

AMENDMENT NO. 60

On page 48, delete line 23 and insert "Louisiana S.A.F.E. Residential Mortgage Lending Act, R.S."

AMENDMENT NO. 61

On page 49, between lines 4 and 5, insert the following:

"Section 6. If, prior to October 1, 2010, the secretary of the United States Department of Housing and Urban Development determines pursuant to P.L. 110-289, Section 1508, that provisions in R.S. 6:1083(17) relating to an "employee" who is an agent of a depository institution or its controlled and regulated subsidiary, causes Louisiana not to comply with the Secure and Fair Enforcement for Mortgage Licensing Act of 2008, then those offending provisions of R.S. 6:1083(17) are held to be null and void and have no further effect. Further, if, subsequent to October 1, 2010, the secretary of the United States Department of Housing and Urban Development determines pursuant to P.L. 110-289, Section 1508, that provisions in R.S. 6:1083(17) relating to an "employee" who is an agent of a depository institution or its controlled and regulated subsidiary, causes Louisiana not to comply with the Secure and Fair Enforcement for Mortgage Licensing Act of 2008, then those offending provisions of R.S. 6:1083(17), are held to be null and void and have no further effect. In the event such provisions are held invalid by either the secretary of the United States Department of Housing and Urban Development or another appropriate tribunal, then any person acting according to this provision of invalidity shall be deemed in compliance with the provisions of this Act and any transactions of any type covered in this Act are deemed to be lawful

and in full force and effect. The effect of any licensing requirement for any impacted person as defined in this Act shall be one hundred twenty days after either the secretary of the United States Department of Housing and Urban Development or an appropriate tribunal make such determination of invalidity. If any provision of R.S. 6:1083(17) or the application thereof is held invalid, such invalidity shall not effect other provisions or application of R.S. 6:1083(17) which can be given effect without the invalid provisions or application and to this end the provisions of R.S. 6:1083(17) is hereby declared severable."

AMENDMENT NO. 62

On page 49, line 5, change "Section 6." to "Section 7."

On motion of Rep. Arnold, the amendments were adopted.

On motion of Rep. Arnold, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 834—

BY REPRESENTATIVE STIAES

AN ACT

To amend and reenact R.S. 37:1103(12) and 1116(B)(2) and (C)(1), relative to licensed marriage and family therapists; to provide for a change in definitions; to provide for graduate level coursework that is equivalent to a master's degree in marriage and family therapy; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 834 by Representative Stiaes

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 37:1116(B)(2)" to "R.S. 37:1103(12) and 1116(B)(2)"

AMENDMENT NO. 2

On page 1, line 3, after "therapists;" and before "to provide" insert "to provide for a change in definitions;"

AMENDMENT NO. 3

On page 1, line 6, change "R.S. 37:1116(A)(2)" to "R.S. 37:1103(12) and 1116(B)(2)"

AMENDMENT NO. 4

On page 1, between lines 7 and 8, insert the following:

"§1103. Definitions

* * *

(12) "Recognized educational institution" for a licensed marriage and family therapist means a ~~post-graduate~~ postgraduate training institute or any regionally accredited educational institution which grants a master's or doctoral degree which meets the educational standards established by the Commission on Accreditation for Marriage and Family Therapy Education or, until

June 30, 2003, the standards for marriage and family counseling or therapy established by the Council on Accreditation of Counseling and Related Educational Programs.

* * *

AMENDMENT NO. 5

On page 2, line 14, change "hours" to "courses, each course consisting of at least three hours,"

AMENDMENT NO. 6

On page 2, delete line 22 in its entirety and insert "semester courses, each course consisting of at least three hours, then he is only required to obtain two semester courses in the"

AMENDMENT NO. 7

On page 2, line 24, change "hours" to "courses, each course consisting of at least three hours,"

AMENDMENT NO. 8

On page 3, line 1, change "hours" to "courses, each course consisting of at least three hours,"

AMENDMENT NO. 9

On page 3, line 4, change "hour" to "course, such course consisting of at least three hours,"

AMENDMENT NO. 10

On page 3, line 10, change "hour" to "course, such course consisting of at least three hours,"

AMENDMENT NO. 11

On page 3, line 14, change "hour" to "course, such course consisting of at least three hours,"

AMENDMENT NO. 12

On page 3, line 16, change "course work" to "coursework"

On motion of Rep. Arnold, the amendments were adopted.

On motion of Rep. Arnold, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 859—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 33:226, relative to the Central Thruway; to grant East Baton Rouge Parish the authority to name a bridge after a living person; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. Hutter, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 870—

BY REPRESENTATIVE FANNIN
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2009-2010; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 870 by Representative Fannin

AMENDMENT NO. 1

On page 8, line 24, change "\$1,270,214" to "\$1,270,204"

AMENDMENT NO. 2

On page 26, between lines 5 and 6, insert the following:

"Library--1.00 mill/September 30, 2006

Recreational District Ward 9--6.14 mills/November 17, 2001"

AMENDMENT NO. 3

On page 33, at the end of line 21 after "costs" change the period "." to a semicolon ";" and insert "such funds may also be used to repair parish property damaged by storms."

AMENDMENT NO. 4

On page 40, line 14, change "5,039,751" to "5,039,571"

AMENDMENT NO. 5

On page 40, line 22, change "710,099" to "701,099"

AMENDMENT NO. 6

On page 42, line 1, change "20,227" to "20,277"

On motion of Rep. Fannin, the amendments were adopted.

On motion of Rep. Fannin, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 873—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 37:3286(A)(1)(d) and (e), relative to license fees charged by the Louisiana State Board of Private Security Examiners; to increase the fee charged for an initial company license; to increase the fee charged for a renewal company license; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

On motion of Rep. Arnold, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 879—

BY REPRESENTATIVES TUCKER, CONNICK, LEGER, AND PETERSON
AN ACT

To appropriate funds and to make certain changes in appropriations from certain sources and purposes in specific amounts for the making of supplemental appropriations for Fiscal Year 2008-2009; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Fannin, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 880—

BY REPRESENTATIVES TEMPLET, ARMES, AUBERT, HENRY BURNS, GISCLAIR, GUINN, HOWARD, NORTON, AND POPE
AN ACT

To amend and reenact R.S. 40:1322(B), relative to convenience fees; to authorize the Department of Public Safety and Corrections to charge a convenience fee when a customer pays for a transaction in certain ways; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 880 by Representative Templet

AMENDMENT NO. 1

On page 1, line 19, after "transaction", delete "in another type of legal tender" and insert in lieu thereof "using another tender type"

AMENDMENT NO. 2

On page 2, after line 3, insert the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Rep. Hutter, the amendments were adopted.

On motion of Rep. Hutter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

Speaker Pro Tempore Peterson in the Chair

Suspension of the Rules

On motion of Rep. Simon, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

HOUSE BILL NO. 454—

BY REPRESENTATIVES SIMON, BURFORD, AND MILLS AND SENATOR HEBERT
AN ACT

To enact R.S. 9:4525, relative to liens; to provide with respect to obligations and rights of lessees; to provide relative to the rights of a lessee to agricultural crop or other plantings made for commercial purposes on the land of another; to create a privilege to secure the rights of a lessee to agricultural crop or other plantings made for commercial purposes on the land of another; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Simon moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Mills
Abramson	Geymann	Monica
Anders	Gisclair	Montoucet
Armes	Greene	Morris
Arnold	Guillory, M.	Norton
Aubert	Guinn	Pearson
Badon, A.	Hardy	Perry
Badon, B.	Harrison	Peterson
Barras	Hazel	Ponti
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Brossett	Hill	Richard
Burns, H.	Hines	Richardson
Burns, T.	Hoffmann	Richmond
Burrell	Honey	Ritchie
Carmody	Howard	Robideaux
Carter	Hutter	Roy
Champagne	Jackson G.	Schroder
Chandler	Jackson M.	Simon
Chaney	Johnson	Smiley
Connick	Jones, R.	Smith, G.
Cortez	Jones, S.	Smith, J.
Cromer	Katz	Smith, P.
Danahay	Kleckley	Stiaes
Dixon	LaBruzzo	Talbot
Doerge	LaFonta	Templet
Dove	Lambert	Thibaut
Downs	Landry	Waddell
Edwards	LeBas	White
Ellington	Leger	Williams
Ernst	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lopinto	
Franklin	McVea	

Total - 100

NAYS

Total - 0

ABSENT

Baldone
Burford
Total - 4

Nowlin
St. Germain

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Simon moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 509—
BY REPRESENTATIVE LEGER

A JOINT RESOLUTION

Proposing to amend Article VII, Section 25(A)(1) and (E) of the Constitution of Louisiana, relative to tax sales; to provide relative to the procedure for bidding at ad valorem property tax sales; to provide for the payment of penalties by an ad valorem tax sale bidder; to provide for the payment of penalties, interest, and costs by a taxpayer when taxes on movables are delinquent; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Leger sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Engrossed House Bill No. 509 by Representative Leger

AMENDMENT NO. 1

On page 2, line 4, after "costs." delete "Any" and insert the following:

"If authorized by the state or local tax collector, any"

On motion of Rep. Leger, the amendments were adopted.

Rep. Leger moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Monica
Abramson	Gallot	Montoucet
Anders	Geymann	Morris
Armes	Gisclair	Norton
Arnold	Greene	Nowlin
Aubert	Guillory, M.	Pearson
Badon, A.	Guinn	Perry
Badon, B.	Harrison	Peterson
Baldone	Hazel	Ponti
Barras	Henderson	Pope
Barrow	Henry	Pugh
Billiot	Hill	Richard
Brossett	Hines	Richardson
Burford	Hoffmann	Richmond
Burns, H.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder

Champagne	Jackson M.	Simon
Chandler	Johnson	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Katz	Smith, P.
Cortez	Kleckley	St. Germain
Cromer	LaFonta	Stiaes
Danahay	Lambert	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thibaut
Dove	Leger	Waddell
Downs	Ligi	White
Edwards	Little	Williams
Ellington	Lopinto	Willmott
Ernst	McVea	
Fannin	Mills	

Total - 97

NAYS

Total - 0

ABSENT

Burns, T.	Jones, S.	Wooton
Franklin	LaBruzzo	
Hardy	Smiley	

Total - 7

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Leger moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 446—
BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 47:2062, 2142(A) and (C), 2144, 2145(B), 2153(B)(5), and 2155(A), relative to ad valorem taxes; to provide for the assistance to each parish tax assessor by an attorney or agency; to provide for the collection of penalties; to provide relative to undivided interests in title to tax sale property; to provide for bidding procedures; to provide for the form for tax sale certificates; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 446 by Representative Henry

AMENDMENT NO. 1

On page 3, delete line 8

On motion of Rep. Waddell, the amendments were adopted.

Rep. Henry sent up floor amendments which were read as follows:

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HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Henry to Engrossed House Bill No. 446 by Representative Henry

AMENDMENT NO. 1

On page 1, at the beginning of line 20, delete "attorney" and insert "tax collector"

AMENDMENT NO. 2

On page 4, delete lines 5 through 22 in their entirety and insert the following:

"(5) The tax sale shall convey and the purchaser shall take tax sale title to the whole of the property assessed to the delinquent tax debtor, or if there are separate assessments of undivided interests in an entire property, tax sale title to the whole of the undivided interests assessed to the delinquent tax debtor if it is the least quantity sufficient to satisfy the aggregate of all taxes, interest, penalties, and costs. The least quantity shall be determined by undivided interests. The tax collector shall then proceed to sell the lesser undivided interest of the whole property as will satisfy the charges and shall not entertain a bid in excess thereof; - The tax collector may determine and establish that the least quantity that can be sold by undivided interests is one percent or less of the whole; however, if authorized by the state or local tax collector, any bidder may elect to bid down the five percent penalty, in increments of one-tenth of a percent, as provided for in Article VII, Section 25(B)(1) of the state Constitution. The tax sale shall convey, and the purchaser shall take, tax sale title to the entirety of the property, or in the case of separate assessments for undivided interests in the property, tax sale title to the entirety of the undivided interest, intended to be assessed and sold as it was owned by the delinquent tax debtor regardless of any error in the dimensions or description of the property as assessed and sold. The tax collector in the advertisement or tax sale may give the full description according to original titles."

On motion of Rep. Henry, the amendments were adopted.

Rep. Henry moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Mr. Speaker, Ernst, Mills, Anders, Fannin, Monica, Armes, Foil, Montoucet, Arnold, Franklin, Norton, Aubert, Gallot, Nowlin, Badon, A., Geymann, Pearson, Badon, B., Gisclair, Perry, Baldone, Guillory, M., Peterson, Barras, Guinn, Richard, Barrow, Harrison, Richardson, Billiot, Hazel, Richmond, Brossett, Henderson, Ritchie, Burford, Henry, Roy, Burns, H., Hines, Schroder, Burns, T., Hoffmann, Smith, G., Burrell, Honey, Smith, J., Carmody, Jackson G., Smith, P., Champagne, Jackson M., St. Germain, Chaney, Jones, R., Stiaes, Connick, LaBruzzo, Talbot, Cortez, LaFonta, Templet, Danahay, Lambert, Thibaut, Dixon, Landry, Waddell

Table listing names of representatives who voted 'NAYS': Dove, Downs, Edwards, Ellington, LeBas, Leger, Ligi, Lopinto, White, Williams, Willmott, Wooton

NAYS

Table listing names of representatives who voted 'ABSENT': Carter, Cromer, Doerge, Hill, Howard, Johnson, Katz, Little, McVea, Pope, Pugh, Simon

ABSENT

Table listing names of representatives who were present: Abramson, Chandler, Greene, Hardy, Hutter, Jones, S., Kleckley, Morris, Ponti, Robideaux, Smiley

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Henry moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 516—

BY REPRESENTATIVES WILLIAMS, ELLINGTON, FANNIN, ELBERT GUILLORY, HAZEL, LIGI, MCVEA, MORRIS, PEARSON, SMILEY, GARY SMITH, PATRICIA SMITH, AND STIAES

AN ACT

To enact Subpart Q-1, to be comprised of R.S. 39:100.121, and Q-2, to be comprised of R.S. 39:100.125, of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, relative to state funds; to establish the Center of Excellence for Autism Spectrum Disorder Fund as a special treasury fund; to provide for deposit, use, and investment of monies in the fund; to establish the Walking the Walk for Our Kids Fund as a special treasury fund; to provide for deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Williams moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS': Mr. Speaker, Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Brossett, Burford, Burns, H., Burns, T., Burrell, Carmody, Champagne, Chaney, Connick, Cortez, Danahay, Dixon, Fannin, Foil, Gisclair, Greene, Guillory, M., Guinn, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard, Hutter, Jackson G., Jackson M., Monica, Montoucet, Morris, Nowlin, Pearson, Perry, Peterson, Ponti, Pope, Pugh, Richard, Richardson, Richmond, Ritchie, Robideaux, Roy, Schroder, Simon

Carter	Johnson	Smiley
Champagne	Jones, R.	Smith, G.
Chandler	Jones, S.	Smith, J.
Chaney	Katz	Smith, P.
Connick	LaBruzzo	St. Germain
Cortez	LaFonta	Stiaes
Cromer	Lambert	Talbot
Danahay	Landry	Temple
Dixon	LeBas	Thibaut
Doerge	Leger	Waddell
Dove	Ligi	White
Downs	Little	Williams
Edwards	Lopinto	Willmott
Ellington	McVea	Wooton
Ernst	Mills	

Total - 98

NAYS

Total - 0

ABSENT

Franklin	Geymann	Kleckley
Gallot	Hardy	Norton

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Williams moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 517—

BY REPRESENTATIVES LEBAS, BURFORD, HENRY BURNS, TIM BURNS, GREENE, HAZEL, HOFFMANN, LABRUZZO, LIGI, LOPINTO, SCHRODER, SIMON, JANE SMITH, AND WHITE
AN ACT

To enact R.S. 40:1299.35.9, relative to health care services; to protect persons who refuse to provide health care services from certain types of punitive measures; to provide for definitions; and to provide for related matters.

Read by title.

Speaker Tucker in the Chair

Rep. Edwards sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Edwards to Engrossed House Bill No. 517 by Representative LeBas

AMENDMENT NO. 1

On page 1, line 8, delete "whether public or private."

AMENDMENT NO. 2

On page 1, line 9, delete "whether public or private."

AMENDMENT NO. 3

On page 1, line 11, delete "whether public or private."

AMENDMENT NO. 4

On page 2, delete lines 5 through 9 in their entirety and insert the following:

"(2) "Health care service" is limited to abortion, dispensation of abortifacient drugs, human embryonic stem cell research, human embryo cloning, euthanasia, or physician-assisted suicide."

AMENDMENT NO. 5

On page 2, after line 15, insert the following:

"D. The provisions of this Section shall only apply to public employers and public entities."

Rep. Edwards moved the adoption of the amendments.

Rep. LeBas objected.

By a vote of 64 yeas and 34 nays, the amendments were adopted.

Consent to Correct a Vote Record

Rep. Jane Smith requested the House consent to correct her vote on the adoption of the amendments proposed by Rep. Edwards to House Bill No. 517 from yea to nay, which consent was unanimously granted.

Speaker Pro Tempore Peterson in the Chair

Rep. Hines sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hines to Engrossed House Bill No. 517 by Representative LeBas

AMENDMENT NO. 1

On page 2, delete lines 5 through 9 in their entirety and insert the following:

"(2) "Health care service" is limited to abortion, dispensation of abortifacient drugs, dispensation of drugs affecting the reproductive process, artificial insemination, sterilization, artificial reproductive technologies, human embryonic stem cell research, human embryo cloning, euthanasia, fetal experimentation, or physician-assisted suicide."

Rep. Hines moved the adoption of the amendments.

Rep. Edwards objected.

By a vote of 12 yeas and 83 nays, the amendments were rejected.

Rep. Richmond sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Bill No. 517 by Representative LeBas

AMENDMENT NO. 1

On page 1, line 4, after "definitions;" insert "to provide for a registry;"

AMENDMENT NO. 2

On page 2, between lines 13 and 14, insert the following:

"C. Any employer or employee who wants to avail himself of the provisions of this Section shall register with the Department of Health and Hospitals for publication in a registry established by such department and shall remit ten dollars to the department for the maintenance of the registry."

AMENDMENT NO. 3

On page 2, line 14, change "C." to "D."

Rep. Richmond moved the adoption of the amendments.

Rep. Lopinto objected.

By a vote of 28 yeas and 69 nays, the amendments were rejected.

Rep. LeBas moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Foil	Mills
Armes	Geymann	Monica
Arnold	Gisclair	Montoucet
Aubert	Greene	Morris
Badon, B.	Guillory, M.	Norton
Baldone	Guinn	Pearson
Barras	Hardy	Perry
Billiot	Harrison	Ponti
Burford	Hazel	Pope
Burns, H.	Henderson	Pugh
Burns, T.	Henry	Richard
Burrell	Hill	Richardson
Carmody	Hines	Ritchie
Carter	Hoffmann	Robideaux
Champagne	Howard	Schroder
Chandler	Hutter	Simon
Chaney	Johnson	Smith, G.
Connick	Jones, S.	Smith, J.
Cortez	Katz	St. Germain
Cromer	Kleckley	Talbot
Danahay	LaBruzzo	Templet
Dixon	Lambert	Waddell
Doerge	Landry	White
Downs	LeBas	Williams
Edwards	Ligi	Willmott
Ellington	Little	Wooton
Ernst	Lopinto	
Fannin	McVea	

Total - 82

NAYS

Badon, A.	Honey	Peterson
Barrow	Jackson M.	Smith, P.
Brossett	Jones, R.	Stiaes
Franklin	LaFonta	
Gallot	Leger	

Total - 13

ABSENT

Mr. Speaker	Jackson G.	Roy
Abramson	Nowlin	Smiley
Dove	Richmond	Thibaut

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LeBas moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 557—

BY REPRESENTATIVE HOWARD

AN ACT

To amend and reenact R.S. 47:302.37(B), relative to the Sabine Parish Tourism Improvement Fund; to change the name of the recipient of the monies in the fund to the Sabine Parish Tourist and Recreation Commission; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Howard moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Lopinto
Abramson	Gallot	McVea
Anders	Geymann	Mills
Armes	Gisclair	Monica
Arnold	Greene	Montoucet
Aubert	Guillory, M.	Morris
Badon, A.	Guinn	Norton
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Pearson
Barras	Hazel	Perry
Barrow	Henderson	Peterson
Billiot	Henry	Pope
Brossett	Hill	Pugh
Burford	Hines	Richard
Burns, H.	Hoffmann	Richardson
Burns, T.	Honey	Richmond
Burrell	Howard	Robideaux
Carter	Hutter	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Danahay	Kleckley	St. Germain
Dixon	LaBruzzo	Stiaes
Doerge	LaFonta	Talbot
Dove	Lambert	Templet
Downs	Landry	Waddell
Edwards	LeBas	White
Ernst	Leger	Williams
Fannin	Ligi	Willmott
Foil	Little	Wooton

Total - 96

NAYS

Total - 0

ABSENT

Carmody	Jackson G.	Roy
Cromer	Ponti	Thibaut
Ellington	Ritchie	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Howard moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 572—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 22:1624(C), relative to insurance-related activities of financial institutions; to require that funds be held by certain banks; and to provide for related matters.

Read by title.

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Mills
Abramson	Geymann	Monica
Anders	Gisclair	Montoucet
Armes	Greene	Morris
Arnold	Guillory, M.	Norton
Aubert	Guinn	Nowlin
Badon, A.	Hardy	Pearson
Badon, B.	Harrison	Perry
Baldone	Hazel	Peterson
Barras	Henderson	Pope
Barrow	Henry	Pugh
Billiot	Hill	Richard
Brossett	Hines	Richardson
Burford	Hoffmann	Richmond
Burns, H.	Honey	Ritchie
Burrell	Howard	Robideaux
Carter	Hutter	Schroder
Champagne	Jackson G.	Simon
Chandler	Jackson M.	Smiley
Chaney	Johnson	Smith, G.
Connick	Jones, R.	Smith, J.
Cortez	Jones, S.	St. Germain
Danahay	Katz	Stiaes
Dixon	Kleckley	Talbot
Doerge	LaFonta	Templet
Dove	Lambert	Waddell
Downs	Landry	White
Ellington	LeBas	Williams
Ernst	Leger	Willmott
Fannin	Ligi	Wooton
Foil	Lopinto	
Franklin	McVea	
Total - 94		

NAYS

Little
Total - 2

Smith, P.

ABSENT

Burns, T.	Edwards	Roy
Carmody	LaBruzzo	Thibaut
Cromer	Ponti	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Arnold moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 690—

BY REPRESENTATIVE BARROW
AN ACT

To amend and reenact R.S. 37:599(A)(1)(introductory paragraph) and (2), relative to licensing fees charged by the Louisiana Board of Cosmetology; to increase licensing fees for the board; and to provide for related matters.

Read by title.

Rep. Barrow moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Armes	Henderson	Norton
Barrow	Hines	Smith, G.
Burrell	Jackson G.	Smith, P.
Dixon	Jackson M.	St. Germain
Dove	Jones, R.	Stiaes
Franklin	LaFonta	Wooton
Guillory, M.	Mills	
Hardy	Montoucet	
Total - 22		

NAYS

Abramson	Ernst	McVea
Anders	Fannin	Monica
Arnold	Gallot	Nowlin
Badon, A.	Gisclair	Pearson
Badon, B.	Greene	Perry
Baldone	Harrison	Peterson
Barras	Hazel	Ponti
Billiot	Henry	Pope
Brossett	Hill	Pugh
Burford	Hoffmann	Richard
Burns, H.	Honey	Richardson
Carmody	Howard	Richmond
Carter	Johnson	Ritchie
Champagne	Kleckley	Schroder
Chandler	LaBruzzo	Simon
Chaney	Lambert	Smiley
Connick	Landry	Smith, J.
Cortez	LeBas	Talbot
Danahay	Ligi	Templet
Edwards	Little	Waddell
Ellington	Lopinto	Willmott
Total - 63		

ABSENT

Mr. Speaker	Geymann	Robideaux
Aubert	Guinn	Roy
Burns, T.	Hutter	Thibaut
Cromer	Jones, S.	White
Doerge	Katz	Williams
Downs	Leger	
Foil	Morris	
Total - 19		

The chair declared the above bill failed to pass.

Rep. Arnold moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 691—

BY REPRESENTATIVE HONEY

AN ACT

To enact R.S. 45:805, relative to local emergency telephone systems; to prohibit a telephone company from charging a fee for publication of a 911 number; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Honey, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Honey gave notice of his intention to call House Bill No. 691 from the calendar during the week of May 26, 2009.

Speaker Tucker in the Chair

HOUSE BILL NO. 725—

BY REPRESENTATIVES MICHAEL JACKSON, GEYMANN, HINES, AND LEGER

AN ACT

To enact R.S. 32:76.1 and 201, relative to bicycles; to provide a method by which drivers of vehicles shall pass bicyclists; to provide for penalties; to provide for publications, signage, and a public awareness campaign; to prohibit certain actions against bicyclists; to provide for penalties; and to provide for related matters.

Read by title.

Rep. Michael Jackson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Monica
Abramson	Gallot	Morris
Anders	Geymann	Norton
Arnold	Gisclair	Nowlin
Aubert	Guillory, M.	Pearson
Badon, A.	Guinn	Perry
Badon, B.	Hardy	Peterson
Baldone	Hazel	Ponti
Barras	Henderson	Pope
Barrow	Henry	Pugh
Billiot	Hill	Richard
Brossett	Hines	Richardson
Burford	Hoffmann	Richmond
Burns, H.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LaFonta	Talbot
Doerge	Landry	Temple
Dove	LeBas	Thibaut
Downs	Leger	Waddell
Edwards	Ligi	Williams

Ellington

Ernst

Fannin

Foil

Total - 97

Little

Lopinto

McVea

Mills

NAYS

Total - 0

ABSENT

Armes

Burns, T.

Greene

Total - 7

Harrison

Lambert

Montoucet

Willmott

Wooton

White

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Michael Jackson moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Speaker Pro Tempore Peterson in the Chair

Speaker Tucker in the Chair

HOUSE BILL NO. 782—

BY REPRESENTATIVE ELLINGTON

AN ACT

To enact R.S. 33:9109.1, relative to communications districts; to provide for intent; to provide for definitions; to provide for collection and remittance of prepaid wireless telecommunications service charge; to provide for the administration of the prepaid wireless service charge; to provide for distribution of funds to communications districts; to provide for issues of liability; to provide for exclusivity of the service charge; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Ellington sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ellington to Engrossed House Bill No. 782 by Representative Ellington

AMENDMENT NO. 1

On page 2, after line 28, insert the following:

"(3) "E911" means an emergency telephone system that provides the caller with emergency 911 system service, that directs 911 calls to appropriate public safety answering points by selective routing based on the geographical location from which the call originated, and that provides the capability for automatic number identification and other features that the Federal Communications Commission may require in the future."

AMENDMENT NO. 2

On page 3, line 1, change "(3)" to "(4)"

AMENDMENT NO. 3

On page 3, line 4, change "(4)" to "(5)"

AMENDMENT NO. 4

On page 3, line 8, change "(5)" to "(6)"

AMENDMENT NO. 5

On page 3, delete line 11 in its entirety and insert "(7) "Retail transaction" means each individual purchase of prepaid wireless"

AMENDMENT NO. 6

On page 3, line 13, change "(7)" to "(8)"

AMENDMENT NO. 7

On page 3, line 15, change "(8)" to "(9)"

AMENDMENT NO. 8

On page 4, delete lines 16 through 20 in their entirety and insert in lieu thereof the following:

"quarterly by the seller and the return for the quarter shall be filed on or before the twentieth day of the first month of the next succeeding quarter. The department shall establish electronic registration procedures to enable sellers to file and pay the prepaid wireless 911 service charges electronically in accordance with R.S. 47:1520(A), which authorizes the secretary of the department to mandate electronic filing when the report is required for dedicated fund distribution. Sellers shall be required to file their prepaid wireless 911 service charge reports and to remit the prepaid wireless 911 service charge collection electronically using the electronic format prescribed by the department."

AMENDMENT NO. 9

On page 4, line 25, after "charges" and before the period "," insert "and prescription shall be governed by Article VII, Section 16 of the Constitution of Louisiana"

On motion of Rep. Ellington, the amendments were adopted.

Suspension of the Rules

On motion of Rep. Downs, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

Rep. Harrison sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Harrison to Engrossed House Bill No. 782 by Representative Ellington

AMENDMENT NO. 1

On page 3, line 19, change "sixty" to "eighty-five"

Rep. Harrison moved the adoption of the amendments.

Rep. Kleckley objected.

By a vote of 40 yeas and 48 nays, the amendments were rejected.

Rep. Ellington moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Mills
Anders	Foil	Monica
Armes	Franklin	Montoucet
Arnold	Gisclair	Morris
Aubert	Guillory, M.	Norton
Badon, A.	Guinn	Nowlin
Badon, B.	Hardy	Ponti
Baldone	Hazel	Pugh
Barras	Henry	Richardson
Barrow	Hill	Richmond
Billiot	Hines	Ritchie
Burford	Hoffmann	Robideaux
Burns, H.	Honey	Roy
Burns, T.	Howard	Simon
Burrell	Hutter	Smith, G.
Carmody	Jackson G.	Smith, P.
Champagne	Johnson	St. Germain
Chandler	Katz	Stiaes
Chaney	LaBruzzo	Talbot
Cortez	LaFonta	Templet
Cromer	Lambert	Thibaut
Doerge	LeBas	Waddell
Dove	Leger	White
Downs	Ligi	Willmott
Edwards	Little	Wooton
Ellington	Lopinto	
Ernst	McVea	

Total - 79

NAYS

Greene	Kleckley	Richard
Henderson	Landry	Schroder
Jackson M.	Pearson	Smiley
Jones, R.	Perry	
Jones, S.	Pope	

Total - 13

ABSENT

Abramson	Danahay	Harrison
Brossett	Dixon	Peterson
Carter	Gallot	Smith, J.
Connick	Geymann	Williams

Total - 12

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Ellington moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 820—
BY REPRESENTATIVE MICKEY GULLORY
AN ACT

To amend and reenact R.S. 32:702(4) and (16), 706.1(A) and (B), 707(I) and (J), 718 (B) and (C), 1722(A) and (C), 1728.2(C)(2), (D), (E), (F), and (G), and 1728.3(C), (D)(1), (E), and (F) and to enact R.S. 32:706.2, 707.5, 718(D), 1720(C), 1722(D), 1728.2(H) and R.S. 47:522, relative to dismantled or salvaged motor vehicles; to create the Louisiana Omnibus Auto Theft Prevention and Recovery Act (LOATPRA); to define "certificate of destruction"; to define "water-damaged vehicles"; to require sellers to disclose an assembled title to the

purchaser of a motor vehicle; to require dismantlers to notify the office of motor vehicles upon receiving a vehicle for dismantling; to create a procedure for titling a total loss salvage motor vehicle prior to reconstruction and operation; to establish an assembled vehicle title and procedures for issuance; to require a storage or parking facility to notify the office of motor vehicles when an owner recovers a motor vehicle or when a motor vehicle is surrendered to a lien holder; to require contracted storage facilities to obtain verification and provide notification to registered lien holders prior to expiration of a vehicle storage contract; to mandate that appraisers use the latest version of the NADA Guide as a guideline for the appraisal of vehicles to be crushed or dismantled; to require an application for crushing and dismantling upon a form created by the Department of Public Safety and Corrections; to provide for a time limit for approval of the application after electronic submission of application to the Department of Public Safety and Corrections, office of motor vehicles; to require licensed dismantlers and crushers to certify the crushing or dismantling of a vehicle by submitting a form provided by the office of motor vehicles; to require the owner-operator to maintain certain records on file for all vehicles dismantled or crushed; to authorize representatives of the Department of Public Safety and Corrections to enter a dealer's premises to recover state credentials when the dealer's license has been suspended or revoked; to provide for information maintained by auto hulk buyers; to provide for the reporting of auto hulks; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 820 by Representative Mickey Guillory

AMENDMENT NO. 1

On page 17, line 11, following "of" and before "dealer" change "such" to "the"

AMENDMENT NO. 2

On page 17, line 16, following "removed" and before "official" change "such" to "the"

AMENDMENT NO. 3

On page 17, line 17, following "surrendering" and before "credentials" change "such" to "the"

On motion of Rep. Waddell, the amendments were adopted.

Rep. Mickey Guillory sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mickey Guillory to Original House Bill No. 820 by Representative Mickey Guillory

AMENDMENT NO. 1

On page 5, line 19, after "sale of" and before "vehicle" change "said" to "the"

AMENDMENT NO. 2

On page 6, line 8, after "presented for" and before "inspection" change "such" to "the"

AMENDMENT NO. 3

On page 6, line 13, after "undergo" and before "major" change "said" to "the"

AMENDMENT NO. 4

On page 6, line 25, after "inspection, if" and before "part" change "such" to "the"

AMENDMENT NO. 5

On page 8, line 12, after "seller of" and before "used parts" change "such" to "the"

AMENDMENT NO. 6

On page 8, line 27, after "police" and before "to inspect" insert a comma ","

AMENDMENT NO. 7

On page 9, line 9, after "police." and before "assigned" change "Such" to "The"

AMENDMENT NO. 8

On page 13, line 26, after "mailing," delete the remainder of the line and insert in lieu thereof "providing the following information:"

AMENDMENT NO. 9

On page 15, line 29, after "mailing," delete the remainder of the line and insert in lieu thereof "providing the following information:"

AMENDMENT NO. 10

On page 17, line 11, following "of" and before "dealer" change "such" to "the"

AMENDMENT NO. 11

On page 17, line 16, following "removed" and before "official" change "such" to "the"

AMENDMENT NO. 12

On page 17, line 17, following "surrendering" and before "credentials" change "such" to "the"

On motion of Rep. Mickey Guillory, the amendments were adopted.

Rep. Mickey Guillory sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mickey Guillory to Engrossed House Bill No. 820 by Representative Mickey Guillory

AMENDMENT NO. 1

On page 3, line 22, after "Requirements" delete "and fee"

AMENDMENT NO. 2

On page 3, at the beginning of line 23, delete "A."

AMENDMENT NO. 3

On page 4, delete lines 1 through 3 in their entirety

AMENDMENT NO. 4

On page 7, at the beginning of line 4, insert "applicable"

On motion of Rep. Mickey Guillory, the amendments were adopted.

Rep. Mickey Guillory moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Morris
Anders	Greene	Norton
Arnold	Guillory, M.	Nowlin
Aubert	Guinn	Pearson
Badon, A.	Hardy	Perry
Badon, B.	Hazel	Peterson
Barras	Henry	Ponti
Barrow	Hill	Pope
Billiot	Hines	Pugh
Brossett	Hoffmann	Richard
Burford	Honey	Richardson
Burns, H.	Hutter	Richmond
Burns, T.	Jackson G.	Ritchie
Burrell	Jackson M.	Robideaux
Carmody	Johnson	Roy
Carter	Jones, R.	Schroder
Champagne	Katz	Simon
Chandler	Kleckley	Smiley
Chaney	LaBruzzo	Smith, G.
Cortez	LaFonta	Smith, J.
Danahay	Lambert	Smith, P.
Dixon	Landry	St. Germain
Doerge	LeBas	Stiaes
Dove	Leger	Talbot
Downs	Ligi	Templet
Ellington	Little	Thibaut
Ernst	Lopinto	Waddell
Fannin	McVea	White
Foil	Mills	Williams
Franklin	Monica	Willmott
Gallot	Montoucet	Wooton
Total - 93		

NAYS

Armes	Howard
Total - 2	

ABSENT

Abramson	Cromer	Harrison
Baldone	Edwards	Henderson
Connick	Geymann	Jones, S.
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Mickey Guillory moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 27—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 14:95.2(B)(1) and (C)(4) and R.S. 40:1379.3(N)(11) and to enact R.S. 14:95.2(C)(9) and (H), relative to carrying a firearm on school property; to provide an exception for individuals on the campus of a college, university, or postsecondary vocational-technical school who possess a concealed handgun permit; to limit the authority of the governing body of a college, university, or postsecondary vocational-technical school to regulate the ability of a person issued a concealed handgun permit to lawfully carry a concealed handgun; to create an exception regarding areas where a concealed handgun may be carried; to amend definitions; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Wooton, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Wooton gave notice of his intention to call House Bill No. 27 from the calendar during the week of May 26, 2009.

HOUSE BILL NO. 44—

BY REPRESENTATIVES LAFONTA, HARDY, AND STIAES
AN ACT

To enact R.S. 14:95.2.2, relative to offenses affecting the public safety; to create the crime of reckless discharge of a firearm at a parade or demonstration; to provide for definitions; to provide for the elements of the crime; to provide for penalties; to provide for exceptions; and to provide for related matters.

Read by title.

Rep. LaFonta moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	McVea
Abramson	Foil	Mills
Anders	Franklin	Monica
Armes	Gallot	Montoucet
Arnold	Gisclair	Morris
Aubert	Guillory, M.	Norton
Badon, A.	Guinn	Nowlin
Badon, B.	Hardy	Pearson
Baldone	Harrison	Perry
Barras	Hazel	Peterson
Barrow	Henry	Pope
Billiot	Hill	Pugh
Brossett	Hines	Richard
Burford	Hoffmann	Richardson
Burns, H.	Honey	Richmond
Burns, T.	Howard	Ritchie
Burrell	Hutter	Robideaux
Carmody	Jackson G.	Smiley
Carter	Jackson M.	Smith, G.

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Champagne	Johnson	Smith, J.
Chandler	Jones, R.	Smith, P.
Chaney	Katz	St. Germain
Connick	Kleckley	Stiaes
Cortez	LaBruzzo	Talbot
Danahay	LaFonta	Templet
Dixon	Lambert	Thibaut
Doerge	Landry	Waddell
Dove	LeBas	White
Downs	Leger	Williams
Edwards	Ligi	Willmott
Ellington	Little	Wooton
Ernst	Lopinto	

Total - 95

NAYS

Total - 0

ABSENT

Cromer	Henderson	Roy
Geymann	Jones, S.	Schroder
Greene	Ponti	Simon

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LaFonta moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 82—

BY REPRESENTATIVES BILLIOT, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTOUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

AN ACT

To enact R.S. 14:95.1(D), relative to the crime of possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies; to provide for the definition of a firearm relative to that crime; and to provide for related matters.

Read by title.

Rep. Billiot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Abramson	Gallot	Mills
Anders	Gisclair	Monica
Armes	Guillory, M.	Montoucet
Arnold	Guinn	Norton
Aubert	Hardy	Nowlin
Badon, A.	Harrison	Pearson

Badon, B.	Hazel	Perry
Baldone	Henderson	Peterson
Barras	Henry	Pope
Barrow	Hill	Pugh
Billiot	Hines	Richard
Brossett	Hoffmann	Richardson
Burford	Honey	Richmond
Burns, T.	Howard	Ritchie
Burrell	Hutter	Robideaux
Carmody	Jackson G.	Schroder
Carter	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Danahay	Kleckley	St. Germain
Dixon	LaBruzzo	Stiaes
Doerge	LaFonta	Talbot
Dove	Lambert	Templet
Downs	Landry	Thibaut
Edwards	LeBas	Waddell
Ellington	Leger	White
Ernst	Ligi	Williams
Fannin	Little	Willmott
Foil	Lopinto	Wooton

Total - 96

NAYS

Total - 0

ABSENT

Burns, H.	Geymann	Ponti
Champagne	Greene	Roy
Cromer	Morris	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Billiot moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 159—

BY REPRESENTATIVES HENRY BURNS, BOBBY BADON, BILLIOT, BURFORD, CARMODY, CHAMPAGNE, CHANEY, DOWNS, GISCLAIR, GUINN, HENDERSON, HOWARD, LAMBERT, LITTLE, MILLS, MONICA, MONTOUCET, PUGH, AND SIMON AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 30:28(B), relative to drilling permits; to provide for the validity of drilling permits; and to provide for related matters.

Read by title.

Rep. Henry Burns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Mills
Anders	Gisclair	Monica
Armes	Guillory, M.	Montoucet
Arnold	Guinn	Morris
Aubert	Hardy	Norton
Badon, A.	Harrison	Nowlin
Badon, B.	Hazel	Pearson
Baldone	Henderson	Perry

Barras	Henry	Peterson
Barrow	Hill	Pope
Billiot	Hines	Pugh
Brossett	Hoffmann	Richard
Burford	Honey	Richardson
Burns, H.	Howard	Richmond
Burns, T.	Hutter	Ritchie
Carmody	Jackson G.	Robideaux
Carter	Jackson M.	Schroder
Champagne	Johnson	Simon
Chandler	Jones, R.	Smiley
Chaney	Jones, S.	Smith, G.
Connick	Katz	Smith, J.
Cortez	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Downs	Landry	Templet
Edwards	LeBas	Thibaut
Ellington	Leger	Waddell
Ernst	Ligi	White
Fannin	Little	Williams
Foil	Lopinto	Willmott
Franklin	McVea	Wooton

Total - 96

NAYS

Total - 0

ABSENT

Abramson	Dove	Ponti
Burrell	Geymann	Roy
Cromer	Greene	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Henry Burns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 175—

BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 22:999(A)(2), relative to health insurance; to provide with respect to coverage of off-label cancer drugs; and to provide for related matters.

Read by title.

Rep. Hutter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Anders	Gallot	Monica
Armes	Geymann	Montoucet
Arnold	Gisclair	Norton
Aubert	Guillory, M.	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Perry
Baldone	Harrison	Peterson
Barras	Hazel	Ponti
Barrow	Henderson	Pope

Billiot	Henry	Pugh
Brossett	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Richmond
Burns, T.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Schroder
Carter	Jackson G.	Simon
Champagne	Jackson M.	Smiley
Chandler	Johnson	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Jones, S.	Smith, P.
Cortez	Katz	St. Germain
Danahay	Kleckley	Stiaes
Dixon	LaBruzzo	Talbot
Doerge	LaFonta	Templet
Dove	Lambert	Thibaut
Downs	Landry	Waddell
Edwards	LeBas	White
Ellington	Leger	Williams
Ernst	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lopinto	

Total - 98

NAYS

Total - 0

ABSENT

Abramson	Greene	Morris
Cromer	Mills	Roy

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hutter moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 201—

BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 22:1266(B)(2), relative to automobile, property, casualty, and liability insurance policies; to provide for the nonrenewal of any policy in effect for less than sixty days at time of notice of cancellation; and to provide for related matters.

Read by title.

Rep. Thibaut moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Franklin	Mills
Armes	Gallot	Monica
Arnold	Geymann	Montoucet
Aubert	Gisclair	Morris
Badon, A.	Greene	Norton
Badon, B.	Guillory, M.	Pearson
Baldone	Guinn	Perry
Barras	Hardy	Peterson
Barrow	Harrison	Ponti
Billiot	Hazel	Pope
Burns, H.	Henderson	Richardson

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Burns, T.	Henry	Richmond
Burrell	Hill	Ritchie
Carmody	Hines	Robideaux
Carter	Hoffmann	Schroder
Champagne	Honey	Smiley
Chandler	Howard	Smith, G.
Chaney	Hutter	Smith, J.
Connick	Jackson G.	Smith, P.
Cortez	Jackson M.	St. Germain
Cromer	Johnson	Stiaes
Danahay	Jones, S.	Talbot
Dixon	Katz	Templet
Doerge	Kleckley	Thibaut
Dove	LaBruzzo	Waddell
Downs	LaFonta	White
Edwards	Landry	Williams
Ellington	Ligi	Willmott
Ernst	Little	Wooton
Fannin	Lopinto	
Foil	McVea	
Total - 91		

NAYS

Mr. Speaker	Leger	Simon
Jones, R.	Pugh	
Lambert	Richard	
Total - 7		

ABSENT

Abramson	Burford	Nowlin
Brossett	LeBas	Roy
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Thibaut moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 208—
BY REPRESENTATIVE MONICA
AN ACT

To amend and reenact R.S. 22:1282, relative to automobile liability insurance; to provide for prohibitions on limitations of coverage under certain circumstances; and to provide for related matters.

Read by title.

Rep. Monica moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Mills
Anders	Foil	Monica
Armes	Franklin	Montoucet
Arnold	Gallot	Morris
Aubert	Geymann	Norton
Badon, A.	Guillory, M.	Nowlin
Badon, B.	Guinn	Pearson
Baldone	Hardy	Perry
Barras	Harrison	Peterson
Barrow	Henderson	Ponti
Billiot	Henry	Pugh
Brossett	Hill	Richardson
Burford	Hines	Richmond

Burns, H.	Hoffmann	Ritchie
Burns, T.	Honey	Robideaux
Burrell	Howard	Schroder
Carmody	Hutter	Smiley
Carter	Jackson G.	Smith, G.
Champagne	Jackson M.	Smith, J.
Chandler	Johnson	Smith, P.
Chaney	Jones, R.	St. Germain
Connick	Jones, S.	Stiaes
Cortez	Katz	Talbot
Danahay	Kleckley	Templet
Dixon	LaBruzzo	Thibaut
Doerge	LaFonta	Waddell
Dove	Lambert	White
Downs	Leger	Williams
Edwards	Ligi	Willmott
Ellington	Lopinto	Wooton
Ernst	McVea	
Total - 92		

NAYS

Gisclair	Pope	Simon
Little	Richard	
Total - 5		

ABSENT

Abramson	Hazel	Roy
Cromer	Landry	
Greene	LeBas	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Monica moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 234—
BY REPRESENTATIVES DOVE AND ST. GERMAIN AND SENATORS
DUPRE AND MORRISH
AN ACT

To amend and reenact R.S. 56:1851(A)(2), relative to decisions of the Department of Wildlife and Fisheries; to provide for legal proceedings against the department when a permit is denied; and to provide for related matters.

Read by title.

Rep. Dove sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dove to Engrossed House Bill No. 234 by Representative Dove

AMENDMENT NO. 1

On page 1, line 2, delete "amend and reenact R.S. 56:1851(A)(2)" to "enact R.S. 56:1849(D)"

AMENDMENT NO. 2

On page 1, line 6, delete "R.S. 56:1851(A)(2) is hereby amended and reenacted" and insert "R.S. 56:1849(D) is hereby enacted"

AMENDMENT NO. 3

On page 1, delete lines 7 through 16, and insert the following:

"§1849. Evaluation and permitting

* * *

D. A person who is denied a permit by the department may institute legal proceedings against the department in the Nineteenth Judicial District Court.

On motion of Rep. Dove, the amendments were adopted.

Rep. Dove moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Morris
Anders	Gisclair	Norton
Armes	Greene	Nowlin
Arnold	Guillory, M.	Pearson
Aubert	Guinn	Perry
Badon, A.	Hardy	Peterson
Badon, B.	Hazel	Ponti
Baldone	Henderson	Pope
Barrow	Henry	Pugh
Brossett	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Richmond
Burns, T.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Schroder
Carter	Jackson G.	Simon
Champagne	Jackson M.	Smiley
Chandler	Johnson	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Jones, S.	Smith, P.
Cortez	LaBruzzo	St. Germain
Cromer	LaFonta	Stiaes
Dixon	Lambert	Talbot
Doerge	Landry	Templet
Dove	LeBas	Thibaut
Downs	Leger	Waddell
Edwards	Ligi	White
Ernst	Little	Williams
Fannin	Lopinto	Willmott
Foil	McVea	Wooton
Franklin	Mills	
Gallot	Montoucet	

Total - 94

NAYS

Total - 0

ABSENT

Abramson	Ellington	Monica
Barras	Harrison	Roy
Billiot	Katz	
Danahay	Kleckley	

Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dove moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 312—

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact R.S. 14:95.1(A), relative to the possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies; to add a conviction for possession of a firearm while in the possession of or during the sale or distribution of a controlled dangerous substance as a predicate offense for the crime of unlawful possession of a firearm by persons convicted of certain felonies; and to provide for related matters.

Read by title.

Rep. Lopinto moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Mills
Abramson	Gallot	Monica
Anders	Geymann	Montoucet
Armes	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guillory, M.	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Perry
Baldone	Harrison	Peterson
Barrow	Hazel	Ponti
Billiot	Henderson	Pope
Brossett	Henry	Pugh
Burford	Hill	Richard
Burns, H.	Hines	Richardson
Burns, T.	Hoffmann	Richmond
Burrell	Honey	Ritchie
Carmody	Howard	Robideaux
Carter	Hutter	Schroder
Champagne	Jackson G.	Simon
Chandler	Jackson M.	Smiley
Chaney	Johnson	Smith, G.
Connick	Jones, R.	Smith, J.
Cortez	Jones, S.	Smith, P.
Cromer	Katz	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	Landry	Thibaut
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Ernst	Little	Willmott
Fannin	Lopinto	Wooton
Foil	McVea	

Total - 101

NAYS

Total - 0

ABSENT

Barras	Kleckley	Roy
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Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lopinto moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 380—

BY REPRESENTATIVE CROMER

AN ACT

To amend and reenact R.S. 47:1705(B)(2)(d) and to enact R.S. 47:1705(B)(2)(c)(vii) and (viii) and (f), relative to the requirements for public notice and public hearings on proposals to increase millage rates without voter approval; to require that public notice occur within a certain time period; to require notification of certain elected officials; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 380 by Representative Cromer

AMENDMENT NO. 1

On page 1, line 19, following "publication" insert "of notice as set forth in Item (c)(i) of this Paragraph"

On motion of Rep. Waddell, the amendments were adopted.

Rep. Cromer moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Mills
Anders	Gallot	Monica
Armes	Geymann	Montoucet
Arnold	Gisclair	Morris
Aubert	Greene	Norton
Badon, A.	Guillory, M.	Nowlin
Badon, B.	Guinn	Pearson
Baldone	Hardy	Perry
Barras	Harrison	Peterson
Barrow	Hazel	Ponti
Billiot	Henderson	Pope
Brossett	Henry	Pugh
Burford	Hill	Richard
Burns, H.	Hines	Richardson
Burns, T.	Hoffmann	Richmond
Carmody	Honey	Ritchie
Carter	Howard	Robideaux
Champagne	Hutter	Schroder
Chandler	Jackson M.	Simon
Chaney	Johnson	Smiley
Connick	Jones, R.	Smith, G.
Cortez	Jones, S.	Smith, J.
Cromer	Katz	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Dove	Landry	Templet
Downs	LeBas	Thibaut
Edwards	Leger	Waddell
Ellington	Ligi	White

Ernst	Little	Williams
Fannin	Lopinto	Willmott
Foil	McVea	Wooton

Total - 99

NAYS

Total - 0

ABSENT

Abramson	Jackson G.	Roy
Burrell	Kleckley	

Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Cromer moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 449—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 37:1049(introductory paragraph) and (3), 1051(C)(1) and (3), 1052, and 1063.1(C)(introductory paragraph) and to enact R.S. 37:1048(6)(c), (d), and (e) and 1049(7), relative to the practice of optometry; to provide for the expansion of the regulatory authority of the Louisiana State Board of Optometry Examiners; to provide for the modification of certain qualifications and requirements of applicants seeking to practice optometry; to name a certain examination that tests an applicant's knowledge of the treatment and management of ocular disease; to change the entity giving the treatment and management of ocular disease examination; to require the payment of fees within a certain period of time for certification to practice optometry; to authorize the practice of therapeutic optometry; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 449 by Representative Anders

AMENDMENT NO. 1

On page 2, line 3, following "penalty" change "of no more than" to "not to exceed"

AMENDMENT NO. 2

On page 2, between lines 22 and 23, insert " * * * "

On motion of Rep. Waddell, the amendments were adopted.

Rep. Anders moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Anders	Gallot	Monica
Armes	Geymann	Montoucet
Arnold	Gisclair	Morris

Aubert	Greene	Norton
Badon, A.	Guillory, M.	Nowlin
Badon, B.	Guinn	Pearson
Baldone	Hardy	Perry
Barras	Harrison	Peterson
Barrow	Hazel	Ponti
Billiot	Henderson	Pope
Brossett	Henry	Pugh
Burford	Hill	Richard
Burns, H.	Hines	Richardson
Burns, T.	Hoffmann	Richmond
Burrell	Honey	Ritchie
Carmody	Howard	Robideaux
Carter	Hutter	Schroder
Champagne	Jackson G.	Simon
Chandler	Jackson M.	Smiley
Chaney	Johnson	Smith, G.
Connick	Jones, R.	Smith, J.
Cortez	Jones, S.	Smith, P.
Cromer	Katz	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	Landry	Thibaut
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Fannin	Little	Willmott
Foil	Lopinto	Wooton
Total - 99		

NAYS

Total - 0

ABSENT

Abramson	Kleckley	Roy
Ernst	Mills	
Total - 5		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Anders moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 492—
BY REPRESENTATIVE BURFORD
AN ACT

To enact R.S. 30:84(A)(3) and 86(D)(7) and (E)(7), relative to the remediation of oilfield sites; to provide for the authority of the secretary; to provide for funding of the Oilfield Site Restoration Fund; to provide for uses of the Oilfield Site Restoration Fund; and to provide for related matters.

Read by title.

Rep. Burford moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Monica
Anders	Geymann	Montoucet
Arnold	Gisclair	Morris
Aubert	Guillory, M.	Norton

Badon, A.	Guinn	Nowlin
Badon, B.	Hardy	Pearson
Baldone	Harrison	Perry
Barras	Hazel	Peterson
Barrow	Henderson	Ponti
Billiot	Henry	Pope
Brossett	Hill	Pugh
Burford	Hines	Richard
Burns, T.	Hoffmann	Richardson
Carmody	Honey	Richmond
Champagne	Howard	Ritchie
Chandler	Hutter	Robideaux
Chaney	Jackson G.	Schroder
Connick	Jackson M.	Simon
Cortez	Johnson	Smiley
Cromer	Jones, R.	Smith, G.
Danahay	Jones, S.	Smith, J.
Dixon	Kleckley	Smith, P.
Doerge	LaBruzzo	St. Germain
Dove	LaFonta	Stiaes
Downs	Lambert	Templet
Edwards	LeBas	Waddell
Ellington	Leger	White
Fannin	Little	Williams
Foil	Lopinto	Willmott
Franklin	McVea	Wooton
Total - 90		

NAYS

Total - 0

ABSENT

Abramson	Ernst	Mills
Armes	Greene	Roy
Burns, H.	Katz	Talbot
Burrell	Landry	Thibaut
Carter	Ligi	
Total - 14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Burford moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 504—
BY REPRESENTATIVES LIGI, BILLIOT, CONNICK, GISCLAIR, HENRY, LABRUZZO, SCHRODER, TALBOT, AND WILLMOTT AND SENATORS APPEL, MARTINY, AND QUINN
AN ACT

To enact R.S. 17:60.3, relative to term limits for the Jefferson Parish School Board; to provide that a person who will have served as a member of the board for more than two and one-half terms in three consecutive terms shall not be elected to the board for the succeeding term; and to provide for related matters.

Read by title.

Motion

Rep. Barrow moved that the bill be recommitted to the Committee on Municipal, Parochial and Cultural Affairs.

Rep. Ligi objected.

By a vote of 20 yeas and 68 nays, the House refused to commit the bill to the Committee on Municipal, Parochial and Cultural Affairs.

Rep. Ligi moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Mills
Anders	Gisclair	Monica
Arnold	Greene	Norton
Badon, B.	Guinn	Nowlin
Billiot	Hardy	Pearson
Burford	Harrison	Ponti
Burns, H.	Henderson	Pugh
Burns, T.	Henry	Richardson
Carmody	Hines	Robideaux
Carter	Hoffmann	Schroder
Champagne	Honey	Simon
Chandler	Howard	Smiley
Chaney	Jones, S.	Smith, G.
Connick	Katz	St. Germain
Cortez	LaBruzzo	Talbot
Cromer	Lambert	Templet
Dove	Landry	Thibaut
Downs	LeBas	White
Ernst	Ligi	Williams
Fannin	Little	Willmott
Foil	McVea	Wooton
Total - 63		

NAYS

Armes	Doerge	Leger
Aubert	Gallot	Lopinto
Baldone	Geymann	Perry
Barras	Hill	Richard
Barrow	Hutter	Richmond
Brossett	Jackson G.	Ritchie
Burrell	Jackson M.	Smith, P.
Danahay	Kleckley	Stiaes
Dixon	LaFonta	
Total - 26		

ABSENT

Abramson	Hazel	Peterson
Badon, A.	Johnson	Pope
Edwards	Jones, R.	Roy
Ellington	Montoucet	Smith, J.
Guillory, M.	Morris	Waddell
Total - 15		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Ligi moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 523—

BY REPRESENTATIVE ERNST

AN ACT

To amend and reenact R.S. 14:95.2.1(A), to enact R.S. 14:95.2.1(D), and to repeal R.S. 40:1379.3(N)(9), relative to illegal carrying of a firearm at a parade; to provide for increased penalties for illegal carrying of a firearm at a parade; to remove element of the crime requiring that the firearm be used in the commission of a crime of violence; to provide for exceptions; to repeal prohibition regarding a concealed weapon being carried at a parade or demonstration; and to provide for related matters.

Read by title.

Acting Speaker Katz in the Chair

Rep. Ernst sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ernst to Engrossed House Bill No. 523 by Representative Ernst

AMENDMENT NO. 1

On page line 2, after "R.S. 14:95.2.1(D)," delete the remainder of the line

AMENDMENT NO. 2

On page 1, line 3, delete "40:1379.3(N)(9),"

AMENDMENT NO. 3

On page 1, delete lines 6 and 7 in their entirety and insert "violence; to provide for exceptions; and to provide for related"

AMENDMENT NO. 4

On page 1, line 12, after "penalties;" delete the remainder of the line

AMENDMENT NO. 5

On page 1, delete line 13 in its entirety

AMENDMENT NO. 6

On page 2, line 17, after "R.S. 40:1379.1" insert a period "." and delete the remainder of the line

AMENDMENT NO. 7

On page 2, delete line 18 in its entirety

AMENDMENT NO. 8

On page 2, delete line 29 in its entirety

Rep. Ernst moved the adoption of the amendments.

Rep. Lopinto objected.

By a vote of 31 yeas and 58 nays, the amendments were rejected.

Motion

On motion of Rep. Ernst, the bill was returned to the calendar.

Speaker Tucker in the Chair

HOUSE BILL NO. 580—

BY REPRESENTATIVE ROY

AN ACT

To amend and reenact R.S. 22:887(A)(4) and to enact R.S. 22:887(A)(5), relative to homeowner's insurance policies; to require all homeowner's insurance companies to notify certain individuals of a cancellation or substitution on a policy; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Roy, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Roy gave notice of his intention to call House Bill No. 580 from the calendar during the week of May 26, 2009.

HOUSE BILL NO. 595—

BY REPRESENTATIVES DANAHAY, ARNOLD, BARRAS, BURFORD, HENRY BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, FOIL, GREENE, HOFFMANN, LABRUZZO, LEGER, LIGI, LOPINTO, MONICA, MORRIS, NOWLIN, PEARSON, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, SCHRODER, SIMON, SMILEY, JANE SMITH, TALBOT, AND WADDELL AND SENATORS KOSTELKA AND MICHOT
AN ACT

To enact R.S. 42:1266 and Chapter 27 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:1501, relative to unclassified civil service; to provide relative to the duties and responsibilities of certain unclassified officials and employees; to require certain education for certain unclassified officials and employees; to provide for the development and content of the education; to provide for duties and responsibilities relative to the education; to make the compensation of certain unclassified officials and employees contingent upon the conduct of certain duties; to provide definitions; and to provide for related matters.

Read by title.

Rep. Danahay sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Danahay to Engrossed House Bill No. 595 by Representative Danahay

AMENDMENT NO. 1

On page 5, line 1, after "If the" and before "official or" insert "unclassified"

AMENDMENT NO. 2

On page 5, line 4, after "If the" and before "official or" insert "unclassified"

AMENDMENT NO. 3

On page 5, line 6, after "If the" and before "official or" insert "unclassified"

On motion of Rep. Danahay, the amendments were adopted.

Rep. Danahay moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	McVea
Anders	Geymann	Mills
Arnold	Gisclair	Monica
Aubert	Greene	Montoucet
Badon, A.	Guillory, M.	Morris
Badon, B.	Guinn	Norton
Baldone	Hardy	Nowlin
Barras	Harrison	Pearson
Barrow	Hazel	Perry
Billiot	Henderson	Peterson
Brossett	Henry	Ponti

Burford	Hill	Pope
Burns, H.	Hines	Pugh
Burns, T.	Hoffmann	Richard
Burrell	Honey	Richmond
Carmody	Howard	Ritchie
Carter	Hutter	Robideaux
Champagne	Jackson M.	Schroder
Chaney	Johnson	Simon
Connick	Jones, R.	Smiley
Cortez	Jones, S.	Smith, G.
Cromer	Katz	Smith, J.
Danahay	Kleckley	Smith, P.
Dixon	LaBruzzo	St. Germain
Doerge	LaFonta	Stiaes
Downs	Lambert	Talbot
Edwards	Landry	Templet
Ellington	LeBas	Thibaut
Ernst	Leger	Waddell
Fannin	Ligi	White
Foil	Little	Williams
Franklin	Lopinto	Wooton

Total - 96

NAYS

Total - 0

ABSENT

Abramson	Dove	Roy
Armes	Jackson G.	Willmott
Chandler	Richardson	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Danahay moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 624—

BY REPRESENTATIVES GIROD JACKSON, BOBBY BADON, HENRY BURNS, GISCLAIR, GUINN, LAMBERT, MONTOUCET, AND ST. GERMAIN

AN ACT

To enact R.S. 3:4674.1, relative to biodiesel fuel manufacturing; to provide for collection and use of waste fats, oils, and grease; to provide for monitoring; to provide for notices; and to provide for related matters.

Read by title.

Rep. Girod Jackson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	McVea
Anders	Gisclair	Mills
Arnold	Greene	Monica
Aubert	Guillory, M.	Montoucet
Badon, A.	Guinn	Norton
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Pearson
Barras	Hazel	Perry
Barrow	Henderson	Peterson
Billiot	Henry	Ponti
Brossett	Hill	Pope
Burford	Hines	Pugh

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Burns, H.	Hoffmann	Richard
Burns, T.	Honey	Richmond
Burrell	Howard	Ritchie
Carmody	Hutter	Robideaux
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Downs	Landy	Thibaut
Edwards	LeBas	Waddell
Ellington	Leger	White
Fannin	Ligi	Williams
Foil	Little	Wooton
Franklin	Lopinto	

Total - 95

NAYS

Total - 0

ABSENT

Abramson	Ernst	Richardson
Armes	Geymann	Roy
Dove	Morris	Willmott

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Girod Jackson moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 669—

BY REPRESENTATIVE TALBOT
AN ACT

To amend and reenact R.S. 22:1641(1), 1651(F), (H), and (I), and 1656 and to repeal R.S. 22:1651(G), relative to third-party administrators; to provide for the definition of third-party administrator; to delete certain insurers and adjusters from the list of exclusions from the definition of third-party administrator; to provide for the requirements for licensure and exceptions to licensure of third-party administrators; to provide for the confidentiality of contracts between a third-party administrator and an insurer; and to provide for related matters.

Read by title.

Rep. Kleckley moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	McVea
Anders	Geymann	Monica
Arnold	Gisclair	Montoucet
Aubert	Greene	Morris
Badon, A.	Guillory, M.	Norton
Badon, B.	Guinn	Nowlin
Baldone	Hardy	Pearson
Barras	Harrison	Perry
Barrow	Hazel	Peterson

Billiot	Henry	Ponti
Brossett	Hill	Pope
Burford	Hines	Pugh
Burns, H.	Hoffmann	Richard
Burns, T.	Honey	Richmond
Burrell	Howard	Ritchie
Carmody	Hutter	Robideaux
Carter	Jackson G.	Schroder
Chandler	Jackson M.	Simon
Chaney	Johnson	Smiley
Connick	Jones, R.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Downs	Landy	Templet
Edwards	LeBas	Thibaut
Ellington	Leger	Waddell
Fannin	Ligi	White
Foil	Little	Williams
Franklin	Lopinto	Wooton

Total - 93

NAYS

Total - 0

ABSENT

Abramson	Ernst	Richardson
Armes	Henderson	Roy
Champagne	Jones, S.	Willmott
Dove	Mills	

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Kleckley moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 687—

BY REPRESENTATIVES PEARSON AND TUCKER
AN ACT

To enact R.S. 37:796, relative to the practice of dentistry; to prohibit the practice of dentistry at elementary and secondary schools; to provide for certain exceptions; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 687 by Representative Pearson

AMENDMENT NO. 1

On page 1, line 8, following "Section," and before "on any" insert "the practice of dentistry"

On motion of Rep. Waddell, the amendments were adopted.

Rep. Nowlin sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Nowlin to Engrossed House Bill No. 687 by Representative Pearson

AMENDMENT NO. 1

On page 2, line 2, after "government" delete the remainder of the line and at the beginning of line 3, delete "permanent or mobile dental facilities."

AMENDMENT NO. 2

On page 2, line 4, after "service" delete the remainder of the line and at the beginning of line 5 delete "federally qualified health center"

AMENDMENT NO. 3

On page 2, between lines 8 and 9, insert the following:

"(4) The dentistry is practiced within a federally qualified health center with permanent facilities or mobile dental units."

AMENDMENT NO. 4

On page 2, at the beginning of line 9, change "(4)" to "(5)"

AMENDMENT NO. 5

On page 2, after line 13, insert the following:

"C. Providers of dental services at elementary or secondary schools shall provide copies of any medical record created for a student patient to any dentist to whom a patient is referred or from whom a request for such a record is received within seventy-two hours of the referral or request and at no cost to the dentist to whom the referral is made or from whom the request is received."

On motion of Rep. Nowlin, the amendments were adopted.

Rep. Patricia Smith sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Patricia Smith to Engrossed House Bill No. 687 by Representative Pearson

AMENDMENT NO. 1

On page 1, line 3, after "exceptions;" insert "to require reporting by the Louisiana State Board of Dentistry;"

AMENDMENT NO. 2

On page 2, after line 13, insert the following:

"C. The Louisiana State Board of Dentistry shall provide by February 1, 2010 and each year thereafter, a report to the Louisiana Legislature on the number of Medicaid eligible children treated in authorized permitted facilities or mobile dental units and the number of dental homes created in the preceding calendar year."

On motion of Rep. Patricia Smith, the amendments were adopted.

Rep. Sam Jones sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Sam Jones to Engrossed House Bill No. 687 by Representative Pearson

AMENDMENT NO. 1

On page 2, line 12, delete "Louisiana State Board of" and insert "Louisiana Department of Health and Hospitals"

AMENDMENT NO. 2

On page 2, line 13, delete "Dentistry"

Rep. Sam Jones moved the adoption of the amendments.

Rep. Pearson objected.

By a vote of 43 yeas and 47 nays, the amendments were rejected.

Rep. Pearson moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory, M.	Lopinto
Arnold	Guinn	McVea
Baldone	Hazel	Nowlin
Barras	Henderson	Pearson
Billiot	Henry	Perry
Burford	Hoffmann	Pope
Burns, H.	Howard	Pugh
Champagne	Hutter	Richard
Chaney	Jackson M.	Schroder
Connick	Johnson	Simon
Cortez	Katz	Smiley
Cromer	LaBruzzo	Smith, G.
Danahay	Lambert	Smith, J.
Dixon	LeBas	Temple
Downs	Leger	White
Fannin	Ligi	Williams
Foil	Little	Wooton

Total - 51

NAYS

Anders	Franklin	Montoucet
Aubert	Gallot	Norton
Badon, A.	Gisclair	Peterson
Badon, B.	Greene	Ponti
Barrow	Hardy	Richmond
Burrell	Hines	Ritchie
Carmody	Honey	Robideaux
Carter	Jackson G.	Smith, P.
Chandler	Jones, R.	St. Germain
Doerge	Jones, S.	Stiaes
Edwards	LaFonta	Thibaut
Ellington	Landry	Waddell
Ernst	Mills	

Total - 38

ABSENT

Abramson	Geymann	Morris
Arnes	Harrison	Richardson
Brossett	Hill	Roy
Burns, T.	Kleckley	Talbot
Dove	Monica	Willmott

Total - 15

Failed to pass.

Motion to reconsider pending.

Consent to Correct a Vote Record

Rep. Norton requested the House consent to record her vote on final passage of House Bill No. 687 as nay, which consent was unanimously granted.

HOUSE BILL NO. 703—

BY REPRESENTATIVES KATZ, HENRY BURNS, CHAMPAGNE, CORTEZ, DOVE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, THIBAUT, AND WILLMOTT AND SENATORS CROWE, DUPLESSIS, KOSTELKA, MICHOT, SMITH, AND WALSWORTH

AN ACT

To amend and reenact R.S. 15:587(A)(2)(a) and (b) and 587.1(A)(1)(a), (B), and (D) and R.S. 46:51.2(A)(1), (D), and (F)(introductory paragraph) and to enact R.S. 15:587.1(I) and R.S. 46:51.2(G), (H), and (I), relative to criminal background checks; to authorize the release of certain criminal history information to the Department of Social Services; to provide the department with the authority to receive such information; to mandate that national criminal history checks be requested on certain individuals; to expand hiring prohibitions for certain individuals; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 703 by Representative Katz

AMENDMENT NO. 1

On page 2, line 19, following "neglect, or" and before "is or has" delete "."

AMENDMENT NO. 2

On page 5, line 16, before "receipt" change "such" to "the"

AMENDMENT NO. 3

On page 5, line 22, before "searches" change "such" to "the"

On motion of Rep. Waddell, the amendments were adopted.

Rep. Katz sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Katz to Engrossed House Bill No. 703 by Representative Katz

AMENDMENT NO. 1

On page 1, line 4, change ", (H), and (I)," to "and (H),"

AMENDMENT NO. 2

On page 4, line 22, change ", (H), and (I)," to "and (H)"

AMENDMENT NO. 3

On page 6, delete lines 16 through 19 in their entirety

On motion of Rep. Katz, the amendments were adopted.

Rep. Katz moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Mills
Anders	Gallot	Monica
Armes	Geymann	Montoucet
Arnold	Gisclair	Morris
Aubert	Greene	Norton
Badon, A.	Guillory, M.	Nowlin
Badon, B.	Guinn	Pearson
Baldone	Harrison	Perry
Barras	Hazel	Peterson
Barrow	Henderson	Ponti
Billiot	Henry	Pope
Brossett	Hill	Pugh
Burford	Hines	Richard
Burns, H.	Hoffmann	Richmond
Burns, T.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Schroder
Carter	Jackson G.	Simon
Champagne	Jackson M.	Smiley
Chandler	Johnson	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Jones, S.	Smith, P.
Cortez	Katz	St. Germain
Cromer	Kleckley	Stiaes
Danahay	LaBruzzo	Talbot
Dixon	LaFonta	Templet
Doerge	Lambert	Thibaut
Downs	Landry	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Ernst	Little	Wooton
Fannin	Lopinto	
Foil	McVea	
Total - 97		

NAYS

Total - 0

ABSENT

Abramson	LeBas	Willmott
Dove	Richardson	
Hardy	Roy	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Katz moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 717—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 36:801(introductory paragraph) and to enact R.S. 36:259(N) and R.S. 46:153.6, relative to the establishment of the Louisiana Physician Advisory Group for the medical assistance program within the Department of Health and Hospitals; to provide for the membership of the advisory group; to establish requirements for meetings; to require the Department of Health and Hospitals to provide administrative and technical support; to require the submission of certain rules

to the advisory group; to establish certain review procedures for rules; to require the adoption of a report and recommendations; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Greene, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Greene gave notice of his intention to call House Bill No. 717 from the calendar during the week of May 26, 2009.

Withdrawal of Notice of Intention to Call

Rep. Austin Badon withdrew his notice of intention to call House Bill No. 752 from the calendar for future action.

Suspension of the Rules

On motion of Rep. Greene, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 19, 2009

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 122
Returned without amendments

House Concurrent Resolution No. 123
Returned without amendments

House Concurrent Resolution No. 124
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 19, 2009

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 72

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 125—

BY REPRESENTATIVE HENRY

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States and to urge and request the Attorney General of the United States and the Federal Bureau of Prisons to refrain from sending detainees released or transferred from the facilities at Guantanamo Bay Detention Facility (GTMO), Cuba, to prisons in Louisiana.

Read by title.

On motion of Rep. Henry, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 126—

BY REPRESENTATIVES BARROW, AUBERT, AUSTIN BADON, BROSSETT, BURRELL, DIXON, FRANKLIN, GALLOT, HARDY, HONEY, GIROD JACKSON, MICHAEL JACKSON, ROSALIND JONES, LAFONTA, NORTON, PETERSON, RICHMOND, PATRICIA SMITH, STIAES, AND WILLIAMS AND SENATORS BROOME, DORSEY, DUPLESSIS, GRAY EVANS, GUILLORY, JACKSON, MORRELL, AND MURRAY

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the legislature upon the death of state Representative Charles L. Young of Meridian, Mississippi.

Read by title.

On motion of Rep. Barrow, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 127—

BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals, office of public health, in consultation with the Board of Secondary and Elementary Education, to study issues related to children who are not immunized and report its findings to the House and Senate committees on health and welfare no later than November 1, 2009.

Read by title.

On motion of Rep. Peterson, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

House and House Concurrent Resolutions

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

Motion

On motion of Rep. Henry, the Committee on Transportation, Highways and Public Works was discharged from further consideration of House Concurrent Resolution No. 51.

**HOUSE CONCURRENT RESOLUTION NO. 51—
BY REPRESENTATIVE HENRY
A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to reevaluate and restudy the closure of the railroad crossing at Central Avenue in Metairie, Louisiana, to vehicular traffic and to report such findings to the Senate and House committees on transportation for review during the 2010 Regular Session of the Legislature of Louisiana.

Read by title.

On motion of Rep. Henry, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Wooton, the rules were suspended in order to take up and consider Reports of Committees at this time.

Reports of Committees

The following reports of committees were received and read:

**Report of the Committee on
Administration of Criminal Justice**

May 19, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Concurrent Resolution No. 115, by Jones, Rosalind
Reported favorably. (9-0)

House Bill No. 43, by Geymann
Reported favorably. (14-0) (Regular)

House Bill No. 69, by Lopinto
Reported with amendments. (12-0) (Regular)

House Bill No. 90, by Ligi
Reported with amendments. (12-0) (Regular)

House Bill No. 132, by Geymann
Reported favorably. (14-0) (Regular)

House Bill No. 171, by Hill
Reported with amendments. (10-0) (Regular)

House Bill No. 221, by Thibaut
Reported favorably. (9-0) (Regular)

House Bill No. 244, by Roy
Reported favorably. (9-0) (Regular)

House Bill No. 383, by Hines
Reported favorably. (10-2-1) (Regular)

House Bill No. 399, by Geymann
Reported favorably. (13-0) (Regular)

House Bill No. 565, by Ernst
Reported favorably. (9-0) (Regular)

House Bill No. 630, by Honey
Reported favorably. (11-0) (Regular)

House Bill No. 707, by Jones, Rosalind
Reported with amendments. (11-0) (Regular)

House Bill No. 809, by Peterson
Reported by substitute. (11-0) (Regular)

ERNEST D. WOOTON
Chairman

**Report of the Committee on
Education**

May 19, 2009

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 18, 2009, I am directed by your Committee on Education to submit the following report:

House Concurrent Resolution No. 45, by Willmott
Reported with amendments. (15-0)

House Bill No. 246, by McVea
Reported favorably. (15-0) (Regular)

House Bill No. 319, by Willmott
Reported with amendments. (15-0) (Regular)

House Bill No. 568, by Hutter
Reported with amendments. (15-0) (Regular)

House Bill No. 576, by Johnson
Reported favorably. (15-0) (Local & Consent)

House Bill No. 741, by Badon, Austin
Reported with amendments. (15-0) (Regular)

AUSTIN J. BADON, JR.
Chairman

**Report of the Committee on
Education**

May 19, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Education to submit the following report:

House Bill No. 400, by Williams
Reported with amendments. (13-1) (Regular)

House Bill No. 545, by Ritchie
Reported favorably. (14-0) (Regular)

House Bill No. 602, by LeBas
Reported favorably. (12-0) (Regular)

House Bill No. 731, by Downs
Reported favorably. (14-0) (Regular)

House Bill No. 767, by Williams
Reported favorably. (16-0) (Regular)

House Bill No. 794, by Tucker
Reported with amendments. (15-0) (Regular)

House Bill No. 851, by Carter, Steve
Reported with amendments. (10-6) (Regular)

AUSTIN J. BADON, JR.
Chairman

**Report of the Committee on
Health and Welfare**

May 19, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

House Concurrent Resolution No. 107, by Tucker
Reported favorably. (10-0)

House Bill No. 257, by Jones, Sam
Reported with amendments. (11-0) (Regular)

House Bill No. 282, by Champagne
Reported favorably. (14-0) (Regular)

House Bill No. 405, by Katz
Reported favorably. (10-0) (Regular)

House Bill No. 530, by Robideaux
Reported favorably. (14-0) (Regular)

House Bill No. 728, by Schroder
Reported with amendments. (10-0) (Regular)

House Bill No. 772, by Willmott
Reported with amendments. (10-0) (Regular)

House Bill No. 773, by Burford
Reported with amendments. (11-0) (Regular)

House Bill No. 783, by Nowlin
Reported with amendments. (9-7) (Regular)

House Bill No. 844, by Smith, Gary
Reported with amendments. (8-7) (Regular)

KAY KELLOGG KATZ
Chairman

**Report of the Committee on
House and Governmental Affairs**

May 19, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Bill No. 420, by Richard
Reported with amendments. (16-0) (Regular)

House Bill No. 507, by Pugh
Reported with amendments. (15-0) (Regular)

House Bill No. 520, by Cromer
Reported with amendments. (13-0) (Regular)

House Bill No. 645, by Ellington
Reported with amendments. (17-0) (Regular)

House Bill No. 827, by Simon
Reported with amendments. (16-0) (Regular)

RICHARD "RICK" GALLOT, JR.
Chairman

**Report of the Committee on
Insurance**

May 19, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Insurance to submit the following report:

House Concurrent Resolution No. 103, by Talbot
Reported with amendments. (8-0)

House Bill No. 813, by Connick
Reported with amendments. (8-0) (Regular)

CHARLES E. "CHUCK" KLECKLEY
Chairman

**Report of the Committee on
Natural Resources and Environment**

May 19, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Natural Resources and Environment to submit the following report:

House Concurrent Resolution No. 79, by Champagne
Reported favorably. (13-0-1)

House Bill No. 98, by Danahay
Reported with amendments. (12-0-1) (Regular)

House Bill No. 191, by Dove
Reported favorably. (10-0-1) (Local & Consent)

House Bill No. 233, by Gallot
Reported favorably. (10-0-1) (Local & Consent)

House Bill No. 299, by St. Germain
Reported favorably. (13-0-1) (Local & Consent)

House Bill No. 390, by Henderson
Reported favorably. (11-2) (Regular)

House Bill No. 423, by Lambert
Reported favorably. (10-0-1) (Local & Consent)

House Bill No. 542, by LaBruzzo
Reported favorably. (10-0-1) (Local & Consent)

House Bill No. 567, by Wooton
Reported with amendments. (12-0-1) (Regular)

House Bill No. 587, by Harrison
Reported with amendments. (11-0-1) (Regular)

House Bill No. 661, by Morris
Reported with amendments. (12-0-1) (Regular)

GORDON E. DOVE, SR.
Chairman

Privileged Report of the Committee on Enrollment

May 19, 2009

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 1—
BY REPRESENTATIVE KATZ
A RESOLUTION

To urge and request the Department of Health and Hospitals to study the feasibility of requiring the placement of automated external defibrillators in schools.

HOUSE RESOLUTION NO. 44—
BY REPRESENTATIVES GALLOT, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GEYMAN, GISCLAIR, GREENE, MICKEY GULLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON
A RESOLUTION

To commend Coach Billy Montgomery, former state representative, upon being named Mr. Louisiana Basketball by the Louisiana Association of Basketball Coaches.

HOUSE RESOLUTION NO. 45—
BY REPRESENTATIVE WILLIAMS
A RESOLUTION

To recognize Wednesday, May 20, 2009, as YMCA Day at the Louisiana State Capitol and to commend the volunteers and members of the state's YMCAs.

Respectfully submitted,

WAYNE WADDELL
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

May 19, 2009

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 116—
BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to require that satellite television providers broadcast local television stations.

HOUSE CONCURRENT RESOLUTION NO. 119—
BY REPRESENTATIVES MILLS, BOBBY BADON, CORTEZ, AND ROBIDEAUX AND SENATOR MICHOT
A CONCURRENT RESOLUTION

To commend Richard Zuschlag, chairman and chief executive officer of Acadian Ambulance, which was named Large Business of the Year in the 2009 Acadiana Business Hall of Fame.

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVES TUCKER, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, MICKEY GULLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATOR GULLORY
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of former state representative Joseph F. Cerise.

HOUSE CONCURRENT RESOLUTION NO. 121—
BY REPRESENTATIVE DOVE
A CONCURRENT RESOLUTION

To recognize Monday, May 18, 2009, as Coastal Day at the Louisiana Legislature.

Respectfully submitted,

WAYNE WADDELL
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Suspension of the Rules

On motion of Rep. Barrow, the rules were suspended to permit the Committee on Municipal, Parochial and Cultural Affairs to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 168, 604, and 609

Suspension of the Rules

On motion of Rep. Hutter, the rules were suspended to permit the Committee on Transportation, Highways and Public Works to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 518

Suspension of the Rules

On motion of Rep. Anders, the rules were suspended to permit the Committee on Agriculture, Forestry, Aquaculture, and Rural Development to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Concurrent Resolution No. 49

Suspension of the Rules

On motion of Rep. Richmond, the rules were suspended to permit the Committee on Judiciary to meet at 10:00 a.m. on Wednesday, May 20, 2009.

Suspension of the Rules

On motion of Rep. Honey, the rules were suspended to permit the Committee on Labor and Industrial Relations to meet at 10:00 a.m. on Wednesday, May 20, 2009, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 303

Quorum Call

Rep. Smiley suggested the absence of a quorum.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Fannin	Lambert
Anders	Gallot	Landry
Arnold	Gisclair	LeBas
Badon, A.	Guinn	Little
Burns, H.	Hardy	Norton
Champagne	Honey	Pearson
Connick	Johnson	Peterson
Cortez	Jones, R.	Pope
Cromer	Jones, S.	Simon
Dixon	Katz	Smiley
Doerge	Kleckley	Smith, P.
Total - 33		

ABSENT

Abramson	Geymann	Nowlin
Armes	Greene	Perry
Aubert	Guillory, M.	Ponti
Badon, B.	Harrison	Pugh
Baldone	Hazel	Richard
Barras	Henderson	Richardson
Barrow	Henry	Richmond
Billiot	Hill	Ritchie
Brossett	Hines	Robideaux
Burford	Hoffmann	Roy
Burns, T.	Howard	Schroder
Burrell	Hutter	Smith, G.
Carmody	Jackson G.	Smith, J.
Carter	Jackson M.	St. Germain
Chandler	LaBruzzo	Stiaes
Chaney	LaFonta	Talbot
Danahay	Leger	Templet
Dove	Ligi	Thibaut
Downs	Lopinto	Waddell

Edwards	McVea	White
Ellington	Mills	Williams
Ernst	Monica	Willmott
Foil	Montoucet	Wooton
Franklin	Morris	
Total - 71		

The Speaker announced there were 33 members present.

The Speaker declared the House *inquorate*.

Adjournment

On motion of Rep. Smiley, at 7:50 P.M., the House agreed to adjourn until Wednesday, May 20, 2009, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, May 20, 2009.

ALFRED W. SPEER
Clerk of the House

